

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

**FILED**

NOV 29 1995

Richard M. Lawrence, Court Clerk  
U.S. DISTRICT COURT

United States of America, )  
 )  
Plaintiff )  
 )  
v. )  
 )  
Felipe Algene Jones )  
 )  
Defendant )

Case No.: 93-CR-065-001-E

ENTERED ON DOCKET

DATE 11/29/95

ORDER REVOKING PROBATION

Now on this 17th day of November, 1995, this cause comes on for sentencing after a previous finding that the defendant violated a condition of probation as set out in the Petition on Probation/Supervised Release filed August 8, 1995. The defendant is present in person and represented by counsel, Craig Bryant. The Government is represented by Assistant United States Attorney Kevin Leitch, and the United States Probation Office is represented by Frank M. Coffman.

Pursuant to the Sentencing Reform Act of 1984, the Court finds that the instant offense and the violations noted in the Petition on Probation/Supervised Release filed August 8, 1995, occurred after November 1, 1987, and that Chapter Seven of the U. S. Sentencing Commission Guidelines is applicable. Further, the Court finds that the violation of probation constitutes a Grade B violation in accordance with USSG § 7B1.1(a)(2), and that the

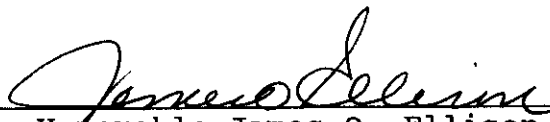
United States District Court  
Northern District of Oklahoma  
is a true copy of the original on file  
in this Court.

Richard M. Lawrence, Clerk

By De M. Cullough  
Deputy

defendant's original criminal history category of I is applicable for determining the imprisonment range. In addition, the Court finds that a Grade B violation and a criminal history category of I establish a revocation imprisonment range of 4 to 6 months, in accordance with USSG § 7B1.4(a) and 18 U.S.C. § 3583(e)(3). In consideration of these findings and pursuant to U.S. v. Lee, 957 F.2d 778 (10th Cir., 1992) cert. denied, 113 S. Ct. 475 (1992), in which the Circuit determined that the policy statements in Chapter Seven were not mandatory, but must be considered by the Court, the following sentence is ordered:

It is the judgment of the Court that the defendant, Felipe Algene Jones, is hereby sentenced to zero (0) months in custody and ordered to serve a two (2) term of supervised release. The previous order of restitution remains in effect and a part of this judgment.

  
The Honorable James O. Ellison  
United States District Judge

IN THE UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

**FILED**

NOV 27 1995

Richard M. Lawrence, Court Clerk  
U.S. DISTRICT COURT

UNITED STATES OF AMERICA, )  
 )  
Plaintiff, )  
 )  
v. )  
 )  
KENNEY F. MOORE, )  
COLLEEN MOORE, )  
and WAYNE GUNWALL, )  
 )  
Defendants. )

No. 95-CR-129-C

ENTERED ON DOCKET

DATE NOV 28 1995

ORDER FOR DISMISSAL

Now on this 27<sup>th</sup> day of November, 1995 this cause comes on to be heard in the matter of the plaintiff's Motion for Leave to Dismiss, without prejudice, the Indictment against defendants Kenney F. Moore, Colleen Moore and Wayne Gunwall, in the above styled cause. The Court finds that said request ought to be granted and the Indictment against defendants Kenney F. Moore, Colleen Moore and Wayne Gunwall, is dismissed, without prejudice.

IT IS SO ORDERED.

(Signed) H. Dale Cook

H. DALE COOK  
United States District Judge

**FILED**

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF OKLAHOMA

NOV 27 1995

UNITED STATES OF AMERICA,

Plaintiff,

v.

MICHAEL ANGELO WISE,

Defendant.

Richard M. Lawrence, Court Clerk  
U.S. DISTRICT COURT

No. 95-CR-57-C

ENTERED ON DOCKET

DATE NOV 28 1995

PRELIMINARY ORDER OF FORFEITURE

WHEREAS, in the Indictment in the above case, the United States sought forfeiture of specific property of the above-captioned Defendant pursuant to 21 U.S.C. § 853 as either proceeds of the unlawful drug activities charged in the Indictment or property used or intended to be used to facilitate said violations;

AND WHEREAS, on November 2, 1995, defendant executed a Consent Decree for Forfeiture, forfeiting Defendant's interest in \$34,730.00 alleged in the indictment as subject to forfeiture;

AND WHEREAS, by virtue of said Consent Decree, the United States is now entitled to possession of said currency, pursuant to 21 U.S.C. §§ 846, 841(a)(1), and 853 and Rule 32(b)(2) of the Federal Rules Criminal Procedure;

Accordingly, it is hereby ORDERED, ADJUDGED AND DECREED:

1. That based upon the Consent Decree, the United States is hereby authorized to seize the following property and it is hereby forfeited to the United States for disposition according to law, subject to the provisions of 21 U.S.C. § 853(n)(1).

2. That above-described currency is to be held by the United States Marshals Service, in their custody and control.

3. That pursuant to 21 U.S.C. § 853(n)(1), the United States Marshal forthwith shall publish at least once a week for three consecutive weeks in a newspaper of general circulation, notice of this Order, notice of the Marshals intent to dispose of the property in such manner as the Attorney General may direct, and notice that any person, other than the Defendant Michael Angelo Wise, having or claiming a legal interest in the above-described forfeited property must file a petition with the court within thirty (30) days after final publication of notice or after receipt of actual notice, whichever is earlier.

This notice shall state that the petition shall be for a hearing to adjudicate the validity of the petitioner's alleged interest in the property, shall be signed by the petitioner under penalty of perjury, and shall set forth the nature and extent of the petitioner's right, title, or interest in the forfeited property and any additional facts supporting the petitioner's claim and the relief sought.

The United States may also, to the extent practicable, provide direct written notice to any person known to have alleged an interest in the property that is the subject of the Order of Forfeiture, as a substitute for published notice as to those persons so notified.

4. That upon adjudication of all third-party interests, this Court will enter a Final Order of Forfeiture pursuant to 21 U.S.C. § 853(n), in which all interests will be addressed.

ORDERED this 27 day of November, 1995.

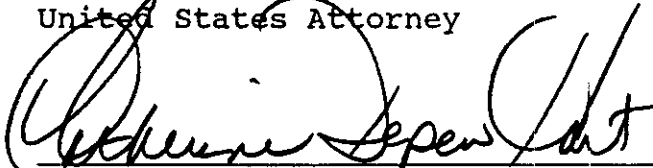
(Signed) H. Dale Cook

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UNITED STATES DISTRICT JUDGE

Submitted By:

STEPHEN C. LEWIS  
United States Attorney



CATHERINE DEPEW HART  
Assistant United States Attorney

N\UDD\CHOOK\FC\WISE1\05014

**UNITED STATES DISTRICT COURT**  
**Northern District of Oklahoma**

UNITED STATES OF AMERICA

*Entered on Docket: 11-22-95*

v.

Case Number 95-CR-035-001-K

**FILED**

**DERRICK D. McBEE**  
 Defendant.

NOV 22 1995

**JUDGMENT IN A CRIMINAL CASE** Richard M. Lawrence, Clerk  
 (For Offenses Committed On or After November 1, 1987) S. DISTRICT COURT

The defendant, DERRICK D. McBEE, was represented by Jeffrey Fischer.

On motion of the United States the court has dismissed count(s) 3 of the Indictment.

The defendant pleaded guilty to count(s) 1 and 2 of the Indictment on August 14, 1995. Accordingly, the defendant is adjudged guilty of such count(s), involving the following offense(s):

| <u>Title &amp; Section</u> | <u>Nature of Offense</u>   | <u>Date Offense Concluded</u> | <u>Count Number(s)</u> |
|----------------------------|--|-------------------------------|------------------------|
| 18 USC 2119 and 18:2       | Carjacking and Aiding & Abetting                                 | 10/11/94                      | 1                      |
| 18 USC 924(c)(1)           | Possession of a Firearm During Commission of a Crime of Violence | 10/11/94                      | 2                      |

As pronounced on November 17, 1995, the defendant is sentenced as provided in pages 2 through 5 of this Judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

It is ordered that the defendant shall pay to the United States a special assessment of \$ 100.00, for count(s) 1 and 2 of the Indictment, which shall be due immediately.

It is further ordered that the defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this Judgment are fully paid.

Signed this the 22 day of November, 1995.

  
 The Honorable Terry C. Kern  
 United States District Judge

Defendant's SSN: 441-72-5574

Defendant's Date of Birth: 09/19/67

Defendant's mailing address: C/O Tulsa County Jail, 600 Civic Center, Tulsa, OK 74103

Defendant's residence address: 233 E. 51st St., Tulsa, OK 74126

Defendant: DERRICK D. McBEE  
Case Number: 95-CR-035-001-K

**IMPRISONMENT**

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of 106 months; 46 months on Count 1, and 60 months on Count 2, to run consecutively to the term of imprisonment imposed on Count 1.

The Court makes the following recommendations to the Bureau of Prisons: The Court recommends that the defendant be placed at the Federal Medical Center in Ft. Worth, Texas, for testing, evaluation, and treatment for substance abuse.

The defendant is remanded to the custody of the United States Marshal.

**RETURN**

I have executed this Judgment as follows:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Defendant delivered on \_\_\_\_\_ to \_\_\_\_\_  
at \_\_\_\_\_, with a certified copy of this Judgment.

\_\_\_\_\_  
United States Marshal

By \_\_\_\_\_  
Deputy Marshal



Defendant: DERRICK D. McBEE

Case Number: 95-CR-035-001-K

**SUPERVISED RELEASE**

Upon release from imprisonment, the defendant shall be on supervised release for a term of 4 years; 2 years as to each of Counts 1 and 2, to run consecutively, each with the other.

While on supervised release, the defendant shall not commit another federal, state, or local crime; shall not illegally possess a controlled substance; shall comply with the standard conditions that have been adopted by this court (set forth below); and shall comply with the following additional conditions:

1. The defendant shall report in person to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.
2. If this judgment imposes a fine, special assessment, costs, or restitution obligation, it shall be a condition of supervised release that the defendant pay any such fine, assessments, costs, and restitution that remain unpaid at the commencement of the term of supervised release.
3. The defendant shall not own or possess a firearm or destructive device.
4. The defendant shall successfully participate in a program of testing and treatment (to include inpatient) for drug and alcohol abuse, as directed by the Probation Officer, until such time as released from the program by the Probation Officer.
5. The defendant shall submit to a search conducted by a United States Probation Officer of his person, residence, vehicle, office and/or business at a reasonable time and in a reasonable manner, based upon reasonable suspicion of contraband or evidence of a violation of a condition of release. Failure to submit to a search may be grounds for revocation. The defendant shall not reside at any location without having first advised other residents that the premises may be subject to searches pursuant to this condition. Additionally, the defendant shall obtain written verification from other residents that said residents acknowledge the existence of this condition and that their failure to cooperate could result in revocation. This acknowledgement shall be provided to the U. S. Probation Office immediately upon taking residency.
6. The defendant shall participate in a program of mental health treatment (to include inpatient), as directed by the Probation Officer, until such time as the defendant is released from the program by the Probation Officer.

**STANDARD CONDITIONS OF SUPERVISION**

While the defendant is on supervised release pursuant to this judgment, the defendant shall not commit another federal, state, or local crime. In addition:

- 1) The defendant shall not leave the judicial district without the permission of the court or probation officer.
- 2) The defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month.
- 3) The defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer.
- 4) The defendant shall support his or her dependents and meet other family responsibilities.
- 5) The defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons.
- 6) The defendant shall notify the probation officer within seventy-two hours of any change in residence or employment.
- 7) The defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician.
- 8) The defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered.
- 9) The defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer.
- 10) The defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer.
- 11) The defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer.
- 12) The defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court.
- 13) As directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 14) The defendant shall submit to urinalysis testing as directed by the U. S. Probation Office.

Defendant: DERRICK D. McBEE  
Case Number: 95-CR-035-001-K

**RESTITUTION AND FORFEITURE**

**RESTITUTION**

The defendant shall make restitution in the total amount of \$5,273.56 on Count 1. The Court orders that restitution paid by the defendant be applied toward restitution owed to Michael Oaks, until paid in full; thereafter any partial payment received shall be paid on a prorated basis to the remaining victims in the case.

The defendant shall make restitution to the following persons in the following amounts:

| <u>Name of Payee</u>  | <u>Amount of Restitution</u> |
|---|------------------------------|
| Michael Oaks<br>C/O Bob Howard<br>Rt. 5, Box 448<br>Sand Springs, OK 74063            | \$150.00                     |
| The Silvey Company<br>Attn: Joyce Wilson<br>P.O. Box 3269<br>Tulsa, OK 74102          | \$2,161.49                   |
| Mortgage Clearing Corp.<br>Attn: Jimmy K. Jones<br>P.O. Box 702100<br>Tulsa, OK 74170 | \$500.00                     |
| U.S.A.A. CIT-OK<br>P.O. Box 33490<br>San Antonio, TX 78265-3490                       | \$1,962.07                   |
| David K. Brennan<br>7874 S. Magnolia Way<br>Englewood, CO 80112                       | \$500.00                     |

Payments of restitution are to be made to the United States Attorney for transfer to the payee(s).

Restitution shall be paid in full immediately. Any amount not paid immediately shall be paid while in custody through the Bureau of Prisons' Inmate Financial Responsibility Program. Upon release from custody, any unpaid balance shall be paid as a condition of supervised release.

Any payment shall be divided proportionately among the payees named unless otherwise specified here.

Defendant: DERRICK D. McBEE  
Case Number: 95-CR-035-001-K

### STATEMENT OF REASONS

The court adopts the factual findings and guideline application in the presentence report.

**Guideline Range Determined by the Court:**

|                            |   |
|----------------------------|---|
| Total Offense Level:       | 19  |
| Criminal History Category: | V   |
| Imprisonment Range:        | 57 months to 71 months - Ct. 1<br>60 months - Ct. 2 |
| Supervised Release Range:  | 2 to 3 years - Cts. 1 and 2                         |
| Fine Range:                | \$ 6,000 to \$ 60,000 - Cts. 1 and 2                |
| Restitution:               | \$ 5,273.56 - Ct. 1                                 |

The fine is waived or is below the guideline range because of the defendant's inability to pay.

The sentence departs from the guideline range for the following reason(s): Upon motion of the government, as a result of defendant's substantial assistance.

*PR*

**UNITED STATES DISTRICT COURT**  
**Northern District of Oklahoma**

NOV 22 1995

Richard M. Lawrence, Court Clerk  
 U.S. DISTRICT COURT

UNITED STATES OF AMERICA

v.

Case Number 95-CR-084-001-B

ENTERED ON DOCKET

DATE 11/22/95

ROBERT E. TUCKER  
 Defendant.

**JUDGMENT IN A CRIMINAL CASE**  
 (For Offenses Committed On or After November 1, 1987)

The defendant, ROBERT E. TUCKER, was represented by Stephen Knorr.

On motion of the United States the court has dismissed count(s) 5-13 of the Indictment.

The defendant pleaded guilty to count(s) 1 and 4 of the Indictment on August 15, 1995. Accordingly, the defendant is adjudged guilty of such count(s), involving the following offense(s):


| <u>Title &amp; Section</u> | <u>Nature of Offense</u>                         | <u>Date Offense Concluded</u> | <u>Count Number(s)</u> |
|----------------------------|--|-------------------------------|------------------------|
| 18 USC 371                 | Conspiracy to Utter a Forged Instrument          | 01/30/95                      | 1                      |
| 18 USC 513(a) & 2          | Uttering a Forged Instrument and Aiding Abetting | 01/22/95                      | 4                      |

As pronounced on November 17, 1995, the defendant is sentenced as provided in pages 2 through 5 of this Judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

It is ordered that the defendant shall pay to the United States a special assessment of \$ 100.00, for count(s) 1 and 4 of the Indictment, which shall be due immediately.

It is further ordered that the defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this Judgment are fully paid.

Signed this the 21 day of Nov, 1995.

  
 The Honorable Thomas R. Brett  
 Chief United States District Judge

Defendant's SSN: 441-74-4421

Defendant's Date of Birth: 09/16/66

Defendant's residence and mailing address: 6353 N. Lewis Ave., Tulsa, OK 74130

United States District Court )  
 Northern District of Oklahoma ) SS  
 I hereby certify that the foregoing  
 is a true copy of the original on file  
 in this Court.

Richard M. Lawrence, Clerk  
 By Dee M. Callough  
 Deputy

Defendant: ROBERT E. TUCKER  
Case Number: 95-CR-084-001-B

**IMPRISONMENT**

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of one month in Counts 1 and 4, both counts to run concurrently with one another, and with the sentence imposed in Tulsa County, Case No. 94-2624.

The Court makes the following recommendations to the Bureau of Prisons: The Court recommends that the Bureau of Prisons designate the Oklahoma Department of Corrections as the place of service of this sentence, thereby making this sentence concurrent with Tulsa County Case 94-2624..

The defendant is remanded to the custody of the United States Marshal.

**RETURN**

I have executed this Judgment as follows:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Defendant delivered on \_\_\_\_\_ to \_\_\_\_\_  
at \_\_\_\_\_, with a certified copy of this Judgment.

\_\_\_\_\_  
United States Marshal

By \_\_\_\_\_  
Deputy Marshal

Defendant: ROBERT E. TUCKER  
Case Number: 95-CR-084-001-B

### **SUPERVISED RELEASE**

Upon release from imprisonment, the defendant shall be on supervised release for a term of 3 years in Counts 1 and 4, each count to run concurrently, each to the other.

While on supervised release, the defendant shall not commit another federal, state, or local crime; shall not illegally possess a controlled substance; shall comply with the standard conditions that have been adopted by this court (set forth below); and shall comply with the following additional conditions:

1. The defendant shall report in person to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.
2. If this judgment imposes a fine, special assessment, costs, or restitution obligation, it shall be a condition of supervised release that the defendant pay any such fine, assessments, costs, and restitution that remain unpaid at the commencement of the term of supervised release.
3. The defendant shall not own or possess a firearm or destructive device.
4. The defendant shall abide by the "Special Financial Conditions" enumerated in Miscellaneous Order Number M-128, filed with the Clerk of the Court on March 18, 1992.

### **STANDARD CONDITIONS OF SUPERVISION**

While the defendant is on supervised release pursuant to this judgment, the defendant shall not commit another federal, state, or local crime. In addition:

- 1) The defendant shall not leave the judicial district without the permission of the court or probation officer.
- 2) The defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month.
- 3) The defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer.
- 4) The defendant shall support his or her dependents and meet other family responsibilities.
- 5) The defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons.
- 6) The defendant shall notify the probation officer within seventy-two hours of any change in residence or employment.
- 7) The defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician.
- 8) The defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered.
- 9) The defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer.
- 10) The defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer.
- 11) The defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer.
- 12) The defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court.
- 13) As directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 14) The defendant shall submit to urinalysis testing as directed by the U. S. Probation Office.

Defendant: ROBERT E. TUCKER

Case Number: 95-CR-084-001-B

RESTITUTION AND FORFEITURE**RESTITUTION**

The defendant shall make restitution in the total amount of \$4,657.04.

The defendant shall make restitution to the following persons in the following amounts:

| <u>Name of Payee</u>  | <u>Amount of Restitution</u> |
|---|------------------------------|
| Super H Food<br>11520 N. Garnett Rd.<br>Owasso, OK 74055                          | \$465.35                     |
| Price Rite<br>11815 E. 86th St. N<br>Owasso, OK 74055                             | \$472.17                     |
| Warehouse Mkt. #31<br>Attn: Ms. Marshall<br>P.O. Box 702280<br>Tulsa, OK 74170    | \$478.17                     |
| Reasor's #10<br>5616 W. Skelly Drive<br>Tulsa, OK 74112                           | \$269.20                     |
| Wal-Mart #0012<br>Attn: Sharon Clark<br>1500 S. Lynn Riggs<br>Claremore, OK 74017 | \$472.89                     |
| Wal-Mart #0576<br>207 S. Memorial Dr.<br>Tulsa, OK                                | \$472.27                     |
| Super H #16<br>Attn: Steve<br>3 West 41st<br>Sand Springs, OK 74063               | \$269.15                     |
| Reasor's Price Rite<br>132 W. Taft<br>Sapulpa, OK 74066                           | \$950.34                     |
| Passions Club<br>6404 E. 11th St.<br>Tulsa, OK 74112                              | \$538.35                     |
| Reasor's #7<br>728 W. Main<br>Jenks, OK 74037                                     | \$269.15                     |

Payments of restitution are to be made to the United States Attorney for transfer to the payee(s).

Restitution shall be paid in full immediately. Any amount not paid immediately shall be paid while in custody through the Bureau of Prisons' Inmate Financial Responsibility Program. Upon release from custody, any unpaid balance shall be paid as a condition of supervised release. Any payment shall be divided proportionately among the payees named unless otherwise specified here.

Defendant: ROBERT E. TUCKER  
Case Number: 95-CR-084-001-B

### STATEMENT OF REASONS

The court adopts the factual findings and guideline application in the presentence report.

**Guideline Range Determined by the Court:**

|                            |                                   |
|----------------------------|-----------------------------------|
| Total Offense Level:       | 6                                 |
| Criminal History Category: | II                                |
| Imprisonment Range:        | 1 months to 7 months - Cts. 1 & 4 |
| Supervised Release Range:  | 2 to 3 years - Cts. 1 & 4         |
| Fine Range:                | \$ 500 to \$ 5,000 - Cts. 1 & 4   |
| Restitution:               | \$ 4,657.04                       |

The fine is waived or is below the guideline range because of the defendant's inability to pay.

The sentence is within the guideline range, that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by application of the guidelines.





Entered on Docket 11-21-95

**UNITED STATES DISTRICT COURT**  
**Northern District of Oklahoma**

**FILED**

NOV 21 1995

UNITED STATES OF AMERICA

Richard M. Lawrence, Clerk  
U. S. DISTRICT COURT

v.

Case Number 95-CR-088-001-K

**ERIN LEIGH RAPER**  
 Defendant.

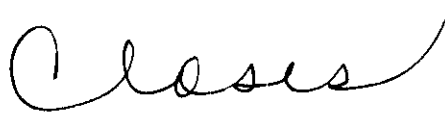
**JUDGMENT IN A CRIMINAL CASE**  
**(For Offenses Committed On or After November 1, 1987)**

The defendant, ERIN LEIGH RAPER, was represented by Regina Stephenson.

The defendant pleaded guilty to count(s) 1 and 2 of the Information on August 16, 1995. Accordingly, the defendant is adjudged guilty of such count(s), involving the following offense(s):

| <u>Title &amp; Section</u> | <u>Nature of Offense</u> | <u>Date Offense Concluded</u> | <u>Count Number(s)</u> |
|----------------------------|--------------------------|-------------------------------|------------------------|
| 18 USC 1029(a)(2)          |                          | 06/21/95                      | 1                      |
| 18 USC 1702                |                          | 02/23/95                      | 2                      |

As pronounced  
 Judgment. The sentence



intended as provided in pages 2 through 4 of this  
 reform Act of 1984.

It is ordered that  
 1 and 2 of the Information


be assessed a special assessment of \$ 100.00, for count(s)

It is further ordered  
 of any change of name  
 by this Judgment are

the United States Attorney for this district within 30 days  
 of institution, costs, and special assessments imposed

Signed this the

1995.

  
 The Honorable Terry C. Kern  
 United States District Judge

Defendant's SSN: 600-64-9844

Defendant's Date of Birth: 12/17/69

Defendant's residence and mailing address: 13362 South Fern Street, Glenpool, OK 74033

Defendant: ERIN LEIGH RAPER  
Case Number: 95-CR-088-001-K

### PROBATION

The defendant is hereby placed on probation for a term of 5 year(s) in Counts 1 and 2 to run concurrently, each to the other.

While on probation, the defendant shall not commit another federal, state, or local crime; shall not illegally possess a controlled substance; shall comply with the standard conditions that have been adopted by this court (set forth below); and shall comply with the following additional conditions:

1. If this judgment imposes a fine, special assessment, costs or restitution obligation, it shall be a condition of probation that the defendant pay any such fine, assessment, costs and restitution.
2. The defendant shall not own or possess a firearm or destructive device.
3. The defendant shall be placed on home detention to include electronic monitoring at the discretion of the U. S. Probation Office for a period of 6 months, to commence within 72 hours of sentencing date. During this time, the defendant shall remain at place of residence except for employment and other activities approved in advance by the probation office. The defendant shall maintain a telephone at place of residence without any special services, modems, answering machines, or cordless telephones for the above period. The defendant shall wear an electronic device and shall observe the rules specified by the Probation Office. The entire cost of this program shall be paid by the defendant.
4. The defendant shall abide by the "Special Financial Conditions" enumerated in Miscellaneous Order Number M-128, filed with the Clerk of the Court on March 18, 1992.
5. The defendant shall participate in a program of treatment for compulsive spending, as directed by the U.S. Probation Officer, until such time as released from the program by the U.S. Probation Officer.

### STANDARD CONDITIONS OF PROBATION

While the defendant is on probation pursuant to this judgment, the defendant shall not commit another federal, state or local crime. In addition:

- 1) The defendant shall not leave the judicial district without the permission of the court or probation officer.
- 2) The defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month.
- 3) The defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer.
- 4) The defendant shall support his or her dependents and meet other family responsibilities.
- 5) The defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons.
- 6) The defendant shall notify the probation officer within seventy-two hours of any change in residence or employment.
- 7) The defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician.
- 8) The defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered.
- 9) The defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer.
- 10) The defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer.
- 11) The defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer.
- 12) The defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court.
- 13) As directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 14) The defendant shall submit to urinalysis testing as directed by the U. S. Probation Office.

Defendant: ERIN LEIGH RAPER  
Case Number: 95-CR-088-001-K

**RESTITUTION AND FORFEITURE**

**RESTITUTION**

The defendant shall make restitution in the total amount of \$20,000 on Count 1 of the Information.

The defendant shall make restitution to the following persons in the following amounts:

| <b><u>Name of Payee</u></b>  | <b><u>Amount of Restitution</u></b> |
|--|-------------------------------------|
| USAA Federal Savings Bank<br>10750 McDermott Freeway<br>San Antonio, Texas 78288 | \$20,000.00                         |

Payments of restitution are to be made to the United States Attorney for transfer to the payee(s).

Restitution shall be paid in full immediately. Any amount not paid immediately shall be paid during the period of probation.

Any payment shall be divided proportionately among the payees named unless otherwise specified here.

Defendant: ERIN LEIGH RAPER  
Case Number: 95-CR-088-001-K

### STATEMENT OF REASONS

The court adopts the factual findings and guideline application in the presentence report.

**Guideline Range Determined by the Court:**

|                            |  |
|----------------------------|--|
| Total Offense Level:       | 10   |
| Criminal History Category: | I  |
| Imprisonment Range:        | 6 to 12 months - Ct. 1<br>6 to 12 months - Ct. 2 |
| Supervised Release Range:  | 2 to 3 years - Ct. 1<br>2 to 3 years - Ct. 2     |
| Fine Range:                | \$ 2,000 to \$ 20,000 - Cts. 1 and 2             |
| Restitution:               | \$ 35,192.90                                     |

The fine is waived or is below the guideline range because of the defendant's inability to pay.

Full restitution is not ordered for the following reason(s): Because of the defendant's inability to pay.

The sentence is within the guideline range, that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by application of the guidelines.

United States District Court )  
Northern District of Oklahoma ) SS  
I hereby certify that the foregoing  
is a true copy of the original on file  
in this Court.  
By Richard M. Lawrence, Clerk  
Deputy

UNITED STATES DISTRICT COURT  
Northern District of Oklahoma

*Entered on  
Docket  
11-21-95*

UNITED STATES OF AMERICA

v.

Case Number 95-CR-085-001-K

SIXTO DELEON  
Defendant.

**JUDGMENT IN A CRIMINAL CASE**  
(For Offenses Committed On or After November 1, 1987)

**FILED**

NOV 21 1995

The defendant, SIXTO DELEON, was represented by Paul Brunton.

Richard M. Lawrence, Clerk  
U. S. DISTRICT COURT

On motion of the United States the court has dismissed count(s) 5 of the Indictment.

The defendant pleaded guilty to count(s) 1, 2, 3, 4, and 6 of the Indictment on August 16, 1995. Accordingly, the defendant is adjudged guilty of such count(s), involving the following offense(s):

| <u>Title &amp; Section</u>                       | <u>Nature of Offense</u>                             | <u>Date Offense<br/>Concluded</u> | <u>Count<br/>Number(s)</u> |
|--|--|-----------------------------------|----------------------------|
| 21 USC 841(a)(1),<br>841(b)(1)(D)                | Distribution of Marijuana                            | 05/09/95                          | 1                          |
| 21 USC 846,<br>841(b)(1)(D)                      | Conspiracy to Distribute Marijuana                   | 05/12/95                          | 2                          |
| 21 USC 841(a)(1),<br>841(b)(1)(D) & 18:2         | Distribution of Marijuana and<br>Aiding & Abetting   | 05/12/95                          | 3                          |
| 21 USC 841(a)(1)<br>841(b)(1)(D)                 | Possession of Marijuana With Intent<br>to Distribute | 05/12/95                          | 4                          |
| 18 USC 5841,<br>5845(a)(4), 5861(d),<br>and 5871 | Possession of Unregistered Firearm                   | 05/12/95                          | 6                          |

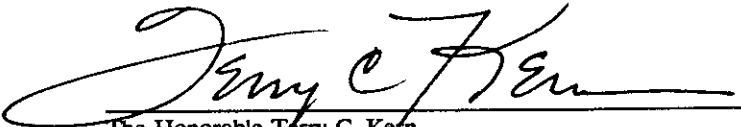
As pronounced on November 17, 1995, the defendant is sentenced as provided in pages 2 through 4 of this Judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

It is ordered that the defendant shall pay to the United States a special assessment of \$ 250.00, for count(s) 1, 2, 3, 4, and 6 of the Indictment, which shall be due immediately.

It is further ordered that the defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this Judgment are fully paid.

Signed this the 21 day of November, 1995.

Defendant's SSN: 445-48-1852  
Defendant's Date of Birth: 03/28/36  
Defendant's mailing address: 239 South Toledo, Tulsa, OK

  
The Honorable Terry C. Kern  
United States District Judge

Defendant: SIXTO DELEON  
Case Number: 95-CR-085-001-K

**IMPRISONMENT**

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of 24 months in Counts 1, 2, 3, 4, and 6, to run concurrently, each to the other.

The defendant shall surrender to the United States marshal for this district at 12:00 p.m. on December 29, 1995.

**RETURN**

I have executed this Judgment as follows:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Defendant delivered on \_\_\_\_\_ to \_\_\_\_\_  
at \_\_\_\_\_, with a certified copy of this Judgment.

\_\_\_\_\_  
United States Marshal

By \_\_\_\_\_  
Deputy Marshal

Defendant: SIXTO DELEON  
Case Number: 95-CR-085-001-K

### SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of 3 years in Counts 1-4 and 6, to run concurrently, each to the other.

While on supervised release, the defendant shall not commit another federal, state, or local crime; shall not illegally possess a controlled substance; shall comply with the standard conditions that have been adopted by this court (set forth below); and shall comply with the following additional conditions:

1. The defendant shall report in person to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.
2. If this judgment imposes a fine, special assessment, costs, or restitution obligation, it shall be a condition of supervised release that the defendant pay any such fine, assessments, costs, and restitution that remain unpaid at the commencement of the term of supervised release.
3. The defendant shall not own or possess a firearm or destructive device.
4. The defendant shall successfully participate in a program of testing and treatment (to include inpatient) for drug and alcohol abuse, as directed by the Probation Officer, until such time as released from the program by the Probation Officer if deemed necessary by the U.S. Probation Officer.
5. The defendant shall submit to a search conducted by a United States Probation Officer of his person, residence, vehicle, office and/or business at a reasonable time and in a reasonable manner, based upon reasonable suspicion of contraband or evidence of a violation of a condition of release. Failure to submit to a search may be grounds for revocation. The defendant shall not reside at any location without having first advised other residents that the premises may be subject to searches pursuant to this condition. Additionally, the defendant shall obtain written verification from other residents that said residents acknowledge the existence of this condition and that their failure to cooperate could result in revocation. This acknowledgement shall be provided to the U. S. Probation Office immediately upon taking residency.

### STANDARD CONDITIONS OF SUPERVISION

While the defendant is on supervised release pursuant to this judgment, the defendant shall not commit another federal, state, or local crime. In addition:

- 1) The defendant shall not leave the judicial district without the permission of the court or probation officer.
- 2) The defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month.
- 3) The defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer.
- 4) The defendant shall support his or her dependents and meet other family responsibilities.
- 5) The defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons.
- 6) The defendant shall notify the probation officer within seventy-two hours of any change in residence or employment.
- 7) The defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician.
- 8) The defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered.
- 9) The defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer.
- 10) The defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer.
- 11) The defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer.
- 12) The defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court.
- 13) As directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 14) The defendant shall submit to urinalysis testing as directed by the U. S. Probation Office.

Defendant: SIXTO DELEON  
Case Number: 95-CR-085-001-K

### STATEMENT OF REASONS

The court adopts the factual findings and guideline application in the presentence report.

**Guideline Range Determined by the Court:**

|                            |   |
|----------------------------|---|
| Total Offense Level:       | 17  |
| Criminal History Category: | I   |
| Imprisonment Range:        | 24 months to 30 months - Cts. 1,2,3,4 and 6 |
| Supervised Release Range:  | 2 to 3 years - Cts. 1,2,3,4 and 6           |
| Fine Range:                | \$ 5,000 to \$ 50,000                       |
| Restitution:               | \$ N/A                                      |

The fine is waived or is below the guideline range because of the defendant's inability to pay.

The sentence is within the guideline range, that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by application of the guidelines.





UNITED STATES DISTRICT COURT  
Northern District of Oklahoma

UNITED STATES OF AMERICA

*Entered on Docket 11-21-95*

v.

Case Number 95-CR-085-002-K

JOHN ANTHONY ROACH  
Defendant.

**FILED**

**JUDGMENT IN A CRIMINAL CASE**  
(For Offenses Committed On or After November 1, 1987) NOV 21 1995

Richard M. Lawrence, Clerk  
U. S. DISTRICT COURT

The defendant, JOHN ANTHONY ROACH, was represented by Craig Bryant.

On motion of the United States the court has dismissed count(s) 2 of the Indictment.

The defendant pleaded guilty to count(s) 3 of the Indictment on August 16, 1995. Accordingly, the defendant is adjudged guilty of such count(s), involving the following offense(s):

| <u>Title &amp; Section</u>   | <u>Nature of Offense</u>  | <u>Date Offense<br/>Concluded</u> | <u>Count<br/>Number(s)</u> |
|------------------------------|---|-----------------------------------|----------------------------|
| 21 USC 841(a)(1)<br>and 18:2 | Distribution of Marijuana and Possession of<br>Marijuana With Intent to Distribute and<br>Aiding & Abetting | 05/12/95                          | 3                          |

As pronounced on November 17, 1995, the defendant is sentenced as provided in pages 2 through 5 of this Judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

It is ordered that the defendant shall pay to the United States a special assessment of \$ 50.00, for count(s) 3 of the Indictment, which shall be due immediately.

It is further ordered that the defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this Judgment are fully paid.

Signed this the 21 day of November, 1995.

  
The Honorable Terry C. Kern  
United States District Judge

Defendant's SSN: 584-31-9746

Defendant's Date of Birth: 02/14/67

Defendant's residence and mailing address: C/O Tulsa County Jail, 600 Civic Center, Tulsa, OK 74103

Defendant: JOHN ANTHONY ROACH  
Case Number: 95-CR-085-002-K

**IMPRISONMENT**

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of 24 months.

The defendant is remanded to the custody of the United States Marshal.

**RETURN**

I have executed this Judgment as follows:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Defendant delivered on \_\_\_\_\_ to \_\_\_\_\_  
at \_\_\_\_\_, with a certified copy of this Judgment.

\_\_\_\_\_  
United States Marshal

By \_\_\_\_\_  
Deputy Marshal

Defendant: JOHN ANTHONY ROACH

Case Number: 95-CR-085-002-K

**SUPERVISED RELEASE**

Upon release from imprisonment, the defendant shall be on supervised release for a term of 3 years.

While on supervised release, the defendant shall not commit another federal, state, or local crime; shall not illegally possess a controlled substance; shall comply with the standard conditions that have been adopted by this court (set forth below); and shall comply with the following additional conditions:

1. The defendant shall report in person to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.
2. If this judgment imposes a fine, special assessment, costs, or restitution obligation, it shall be a condition of supervised release that the defendant pay any such fine, assessments, costs, and restitution that remain unpaid at the commencement of the term of supervised release.
3. The defendant shall not own or possess a firearm or destructive device.
4. The defendant shall successfully participate in a program of testing and treatment (to include inpatient) for drug and alcohol abuse, as directed by the Probation Officer, until such time as released from the program by the Probation Officer.
5. The defendant shall submit to a search conducted by a United States Probation Officer of his person, residence, vehicle, office and/or business at a reasonable time and in a reasonable manner, based upon reasonable suspicion of contraband or evidence of a violation of a condition of release. Failure to submit to a search may be grounds for revocation. The defendant shall not reside at any location without having first advised other residents that the premises may be subject to searches pursuant to this condition. Additionally, the defendant shall obtain written verification from other residents that said residents acknowledge the existence of this condition and that their failure to cooperate could result in revocation. This acknowledgement shall be provided to the U. S. Probation Office immediately upon taking residency.

**STANDARD CONDITIONS OF SUPERVISION**

While the defendant is on supervised release pursuant to this judgment, the defendant shall not commit another federal, state, or local crime. In addition:

- 1) The defendant shall not leave the judicial district without the permission of the court or probation officer.
- 2) The defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month.
- 3) The defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer.
- 4) The defendant shall support his or her dependents and meet other family responsibilities.
- 5) The defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons.
- 6) The defendant shall notify the probation officer within seventy-two hours of any change in residence or employment.
- 7) The defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician.
- 8) The defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered.
- 9) The defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer.
- 10) The defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer.
- 11) The defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer.
- 12) The defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court.
- 13) As directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 14) The defendant shall submit to urinalysis testing as directed by the U. S. Probation Office.

Defendant: JOHN ANTHONY ROACH  
Case Number: 95-CR-085-002-K

**FINE**

The Court has determined that the defendant does not have the ability to pay interest, and it is accordingly ordered that the interest requirement is waived.

The defendant shall pay a fine of \$ 1,500.00. This fine shall be paid in full immediately. Any amount not paid immediately shall be paid while in custody through the Bureau of Prisons' Inmate Financial Responsibility Program. Upon release from custody, any unpaid balance shall be paid during the term of supervised release.

If the fine is not paid, the court may sentence the defendant to any sentence which might have been originally imposed. See 18 U.S.C. § 3614.

Defendant: JOHN ANTHONY ROACH  
Case Number: 95-CR-085-002-K

**STATEMENT OF REASONS**

The court adopts the factual findings and guideline application in the presentence report.

**Guideline Range Determined by the Court:**

|                            |                                |
|----------------------------|--------------------------------|
| Total Offense Level:       | 8                              |
| Criminal History Category: | VI                             |
| Imprisonment Range:        | 18 months to 24 months - Ct. 3 |
| Supervised Release Range:  | 2 to 3 years - Ct. 3           |
| Fine Range:                | \$ 1,000 to \$ 10,000 - Ct. 3  |
| Restitution:               | \$ N/A                         |

The sentence is within the guideline range, that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by application of the guidelines.

*LF*

*Entered on Docket 11-21-95***FILED**

**UNITED STATES DISTRICT COURT**  
**Northern District of Oklahoma**

NOV 21 1995

Richard M. Lawrence, Clerk  
 U. S. DISTRICT COURT

UNITED STATES OF AMERICA

v.

Case Number 95-CR-092-001-K

**BILLY DEAN TRAMMEL**  
 Defendant.

**JUDGMENT IN A CRIMINAL CASE**  
**(For Offenses Committed On or After November 1, 1987)**

The defendant, BILLY DEAN TRAMMEL, was represented by Todd G. Tucker.

On motion of the United States the court has dismissed count(s) 1, 2, 3, 4, 5, 6, and 8 of the Indictment.

The defendant pleaded guilty to count(s) 7 of the Indictment on August 7, 1995. Accordingly, the defendant is adjudged guilty of such count(s), involving the following offense(s):

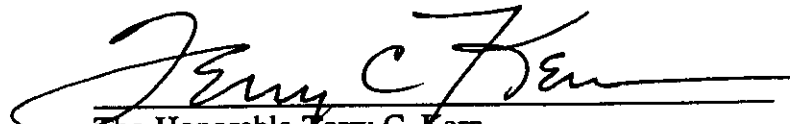
| <u>Title &amp; Section</u> | <u>Nature of Offense</u>                                   | <u>Date Offense<br/>Concluded</u> | <u>Count<br/>Number(s)</u> |
|----------------------------|--|-----------------------------------|----------------------------|
| 18 USC 924(c)(1)           | Possession of a Firearm During a<br>Drug Trafficking Crime | 06/08/95                          | 7                          |

As pronounced on November 16, 1995, the defendant is sentenced as provided in pages 2 through 5 of this Judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

It is ordered that the defendant shall pay to the United States a special assessment of \$ 50.00, for count(s) 7 of the Indictment, which shall be due immediately.

It is further ordered that the defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this Judgment are fully paid.

Signed this the 20 day of November, 1995.

  
 The Honorable Terry C. Kern  
 United States District Judge

Defendant's SSN: 443-74-0971

Defendant's Date of Birth: 09/21/63

Defendant's mailing address: C/O Tulsa County Jail, 500 S. Denver, Tulsa, OK 74103

Defendant's residence address: 2715 East Haskell St., Tulsa, OK

Defendant: BILLY DEAN TRAMMEL

Case Number: 95-CR-092-001-K

**IMPRISONMENT**

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of 60 months consecutive to any other state or federal sentence of imprisonment.

The defendant is remanded to the custody of the United States Marshal.

**RETURN**

I have executed this Judgment as follows:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Defendant delivered on \_\_\_\_\_ to \_\_\_\_\_  
at \_\_\_\_\_, with a certified copy of this Judgment.

\_\_\_\_\_  
United States Marshal

By \_\_\_\_\_  
Deputy Marshal

Defendant: BILLY DEAN TRAMMEL  
Case Number: 95-CR-092-001-K

### SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of 3 years.

While on supervised release, the defendant shall not commit another federal, state, or local crime; shall not illegally possess a controlled substance; shall comply with the standard conditions that have been adopted by this court (set forth below); and shall comply with the following additional conditions:

1. The defendant shall report in person to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.
2. If this judgment imposes a fine, special assessment, costs, or restitution obligation, it shall be a condition of supervised release that the defendant pay any such fine, assessments, costs, and restitution that remain unpaid at the commencement of the term of supervised release.
3. The defendant shall not own or possess a firearm or destructive device.
4. The defendant shall successfully participate in a program of testing and treatment (to include inpatient) for drug and alcohol abuse, as directed by the Probation Officer, until such time as released from the program by the Probation Officer.
5. The defendant shall submit to a search conducted by a United States Probation Officer of his person, residence, vehicle, office and/or business at a reasonable time and in a reasonable manner, based upon reasonable suspicion of contraband or evidence of a violation of a condition of release. Failure to submit to a search may be grounds for revocation. The defendant shall not reside at any location without having first advised other residents that the premises may be subject to searches pursuant to this condition. Additionally, the defendant shall obtain written verification from other residents that said residents acknowledge the existence of this condition and that their failure to cooperate could result in revocation. This acknowledgement shall be provided to the U. S. Probation Office immediately upon taking residency.

### STANDARD CONDITIONS OF SUPERVISION

While the defendant is on supervised release pursuant to this judgment, the defendant shall not commit another federal, state, or local crime. In addition:

- 1) The defendant shall not leave the judicial district without the permission of the court or probation officer.
- 2) The defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month.
- 3) The defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer.
- 4) The defendant shall support his or her dependents and meet other family responsibilities.
- 5) The defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons.
- 6) The defendant shall notify the probation officer within seventy-two hours of any change in residence or employment.
- 7) The defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician.
- 8) The defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered.
- 9) The defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer.
- 10) The defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer.
- 11) The defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer.
- 12) The defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court.
- 13) As directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 14) The defendant shall submit to urinalysis testing as directed by the U. S. Probation Office.



Defendant: BILLY DEAN TRAMMEL  
Case Number: 95-CR-092-001-K

**FINE**

The Court has determined that the defendant does not have the ability to pay interest, and it is accordingly ordered that the interest requirement is waived.

The defendant shall pay a fine of \$ 500.00. This fine shall be paid in full immediately. Any amount not paid immediately shall be paid while in custody through the Bureau of Prisons' Inmate Financial Responsibility Program. Upon release from custody, any unpaid balance shall be paid during the term of supervised release.

If the fine is not paid, the court may sentence the defendant to any sentence which might have been originally imposed. See 18 U.S.C. § 3614.

Defendant: BILLY DEAN TRAMMEL  
Case Number: 95-CR-092-001-K

### STATEMENT OF REASONS

The court adopts the factual findings and guideline application in the presentence report.

#### Guideline Range Determined by the Court:

|                            |                      |
|----------------------------|----------------------|
| Total Offense Level:       | N/A                  |
| Criminal History Category: | N/A                  |
| Imprisonment Range:        | 60 months - Ct. 7    |
| Supervised Release Range:  | 2 to 3 years - Ct. 7 |
| Fine Range:                | \$ 250,000 - Ct. 7   |
| Restitution:               | \$ N/A               |

The fine is waived or is below the guideline range because of the defendant's inability to pay.

The sentence is within the guideline range, that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by application of the guidelines.

United States District Court )  
Northern District of Oklahoma ) SS  
I hereby certify that the foregoing  
is a true copy of the original on file  
in this Court.  
By Richard M. Lawrence, Clerk  
Beybey

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OKLAHOMA

**F I L E D**

NOV 21 1995

Richard M. Lawrence, Clerk  
U. S. DISTRICT COURT  
NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA )

Plaintiff )

VS )

Case Number: 92-CR-150-001-E

CHAD EVERETT DODSON )

Defendant )

ENTERED ON DOCKET

DATE 11-21-95

JUDGMENT AND COMMITMENT ORDER ON REVOCATION OF PROBATION

Now on this 15th day of November, 1995, this cause comes on for sentencing concerning allegations that the defendant violated conditions of probation as set out in the Petition on Probation and Supervised Release filed on August 8, 1994. The defendant is present in person and represented by counsel, Ken Ray Underwood. The Government is represented by Assistant U.S. Attorney Charles McLoughlin, and the United States Probation Office is represented by J. Mark Ogle.

The defendant was heretofore convicted on his plea of guilty to Theft of Mail, in violation of 18 U.S.C. § 1709. On April 9, 1993, Dodson was sentenced to a two-year term of probation. The Court also ordered that Dodson pay restitution in the amount of \$1,048.96 and that he participate in a program of financial counseling, both as directed by the U.S. Probation Office.

United States District Court ) SS  
Northern District of Oklahoma )

I hereby certify that the foregoing  
is a true copy of the original on file  
in this Court.

Richard M. Lawrence, Clerk

By R. Miller  
Deputy

On August 27, 1993, the defendant was arrested for Larceny of Merchandise from a Retailer, in Case Number CF-93-3872. On November 22, 1993, the defendant received a one-year deferred sentence until November 21, 1994, and was ordered to perform eighty community service hours on these charges.

On June 29, 1994, the defendant was arrested for Robbery with a Dangerous Weapon after Former Conviction of a Felony, in Case Number CF-94-3208. On August 19, 1994, Dodson pled guilty to the charge and was sentenced to seven years imprisonment. The defendant is presently serving this term of imprisonment.

On September 15, 1995, the defendant filed a motion requesting a hearing on the Petition for violation of probation. On October 26, 1995, the revocation hearing was held, and the defendant stipulated to the allegations contained in the Petition on Probation and Supervised Release filed on August 8, 1994. The defendant was detained pending a revocation sentencing set for November 15, 1995.

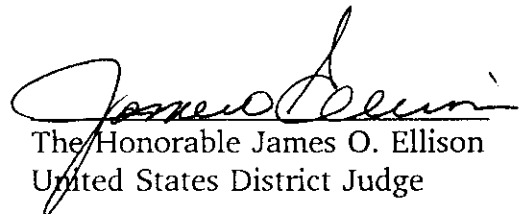
On November 15, 1995, as a result of the sentencing hearing, the Court found that the violations occurred after November 1, 1987, and that Chapter 7 of the U. S. Sentencing Guidelines is applicable. Further, the Court found that the violation of probation constituted a Grade A violation in accordance with U.S.S.G. 7B1.1(a)(1), and that the defendant's original Criminal History Category of I was applicable for determining the imprisonment range. In addition, the Court found that a Grade A violation and a Criminal History Category of I establish a revocation imprisonment range of six months in

accordance with U.S.S.G. § 7B1.4(b)(1) and 18 USC § 3583(e). In consideration of these findings and pursuant to U.S. vs. Lee, 957 F2d 770 (10th Cir. 1992), in which the Circuit determined that the policy statements in Chapter 7 were not mandatory, but must be considered by the Court, the following was ordered:

The defendant is hereby committed to the custody of the U. S. Bureau of Prisons to be imprisoned for zero (0) months with a three-year term of supervised release to follow. Said sentence to run consecutive to the sentence imposed in State Court, Case Number CR-94-3208. In addition to the standard conditions of supervised release, the following special conditions previously imposed are ordered:

1. The defendant, while on supervised release, shall pay restitution in the amount of \$504.00 in regular monthly installment payments, as directed by the U.S. Probation Office.
2. The defendant shall participate in a program of financial counseling, as directed by the Probation Officer, until such time as the defendant is released from the program by the Probation Officer.

The defendant is remanded to the custody of the U.S. Marshal's Service.

  
The Honorable James O. Ellison  
United States District Judge

UNITED STATES DISTRICT COURT  
Northern District of Oklahoma

UNITED STATES OF AMERICA

*Entered on Docket: 11-21-95*

v.

Case Number 95-CR-076-001-K

TONIA MARIE OLOGOLO  
Defendant.

**FILED**

NOV 21 1995

**JUDGMENT IN A CRIMINAL CASE**  
(For Offenses Committed On or After November 1, 1987)  
Richard M. Lawrence, Clerk  
U. S. DISTRICT COURT

The defendant, TONIA MARIE OLOGOLO, was represented by Steve Knorr.

The defendant pleaded guilty to count(s) 1 of the Information on August 16, 1995. Accordingly, the defendant is adjudged guilty of such count(s), involving the following offense(s):

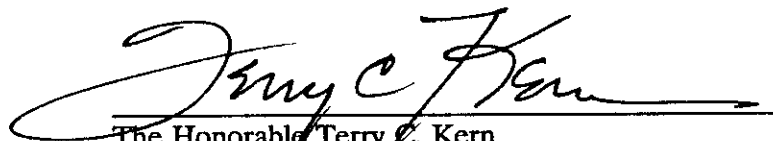
| <u>Title &amp; Section</u> | <u>Nature of Offense</u>                 | <u>Date Offense Concluded</u> | <u>Count Number(s)</u> |
|----------------------------|--|-------------------------------|------------------------|
| 18 USC 656                 | Misapplication of Funds by Bank Employee | 08/02/95                      | 1                      |

As pronounced on November 17, 1995, the defendant is sentenced as provided in pages 2 through 5 of this Judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

It is ordered that the defendant shall pay to the United States a special assessment of \$ 50.00, for count(s) 1 of the Information, which shall be due immediately.

It is further ordered that the defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this Judgment are fully paid.

Signed this the 21 day of November, 1995.

  
The Honorable Terry C. Kern  
United States District Judge

Defendant's SSN: 342-62-4799

Defendant's Date of Birth: 10/27/95

Defendant's residence and mailing address: 1611 N. 68th East Ave., Tulsa, Oklahoma 74115\

Defendant: TONIA MARIE OLOGOLO  
Case Number: 95-CR-076-001-K

**IMPRISONMENT**

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of zero months.

**RETURN**

I have executed this Judgment as follows:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Defendant delivered on \_\_\_\_\_ to \_\_\_\_\_  
at \_\_\_\_\_, with a certified copy of this Judgment.

\_\_\_\_\_  
United States Marshal

By \_\_\_\_\_  
Deputy Marshal

Defendant: TONIA MARIE OLOGOLO  
Case Number: 95-CR-076-001-K

### **SUPERVISED RELEASE**

Upon release from imprisonment, the defendant shall be on supervised release for a term of 5 years.

While on supervised release, the defendant shall not commit another federal, state, or local crime; shall not illegally possess a controlled substance; shall comply with the standard conditions that have been adopted by this court (set forth below); and shall comply with the following additional conditions:

1. The defendant shall report in person to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.
2. If this judgment imposes a fine, special assessment, costs, or restitution obligation, it shall be a condition of supervised release that the defendant pay any such fine, assessments, costs, and restitution that remain unpaid at the commencement of the term of supervised release.
3. The defendant shall not own or possess a firearm or destructive device.
4. The defendant shall be placed on home detention to include electronic monitoring at the discretion of the U. S. Probation Office for a period of 2 months, to commence within 72 hours of sentencing date. During this time, the defendant shall remain at place of residence except for employment and other activities approved in advance by the probation office. The defendant shall maintain a telephone at place of residence without any special services, modems, answering machines, or cordless telephones for the above period. The defendant shall wear an electronic device and shall observe the rules specified by the Probation Office.
5. The defendant shall abide by the "Special Financial Conditions" enumerated in Miscellaneous Order Number M-128, filed with the Clerk of the Court on March 18, 1992.

### **STANDARD CONDITIONS OF SUPERVISION**

While the defendant is on supervised release pursuant to this judgment, the defendant shall not commit another federal, state, or local crime. In addition:

- 1) The defendant shall not leave the judicial district without the permission of the court or probation officer.
- 2) The defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month.
- 3) The defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer.
- 4) The defendant shall support his or her dependents and meet other family responsibilities.
- 5) The defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons.
- 6) The defendant shall notify the probation officer within seventy-two hours of any change in residence or employment.
- 7) The defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician.
- 8) The defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered.
- 9) The defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer.
- 10) The defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer.
- 11) The defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer.
- 12) The defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court.
- 13) As directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 14) The defendant shall submit to urinalysis testing as directed by the U. S. Probation Office.



Defendant: TONIA MARIE OLOGOLO  
Case Number: 95-CR-076-001-K

**RESTITUTION AND FORFEITURE**

**RESTITUTION**

The defendant shall make restitution in the total amount of \$11,000.00 on Count 1.

The defendant shall make restitution to the following persons in the following amounts:

| <b><u>Name of Payee</u></b>  | <b><u>Amount of Restitution</u></b> |
|--|-------------------------------------|
| American State Bank<br>Attn: William Beatty<br>3816 N. Peoria<br>Tulsa, OK 74106 | \$11,000.00                         |

Payments of restitution are to be made to the United States Attorney for transfer to the payee(s).

Restitution shall be paid in full immediately. Any amount not paid immediately shall be paid as a condition of supervised release.

Any payment shall be divided proportionately among the payees named unless otherwise specified here.

Defendant: TONIA MARIE OLOGOLO  
Case Number: 95-CR-076-001-K

**STATEMENT OF REASONS**

The court adopts the factual findings and guideline application in the presentence report.

**Guideline Range Determined by the Court:**

|                            |                          |
|----------------------------|--------------------------|
| Total Offense Level:       | 9                        |
| Criminal History Category: | I                        |
| Imprisonment Range:        | 4 months to 10 months    |
| Supervised Release Range:  | 3 to 5 years             |
| Fine Range:                | \$ 1,000 to \$ 1,000,000 |
| Restitution:               | \$ 11,000                |

The fine is waived or is below the guideline range because of the defendant's inability to pay.

The sentence departs from the guideline range for the following reason(s): The Court departs from the prescribed guideline range pursuant to U.S.S.G. § 5K2.0 based on the aberrant nature of the defendant's conduct and her unique familial responsibilities. Accordingly, the Court reduces the offense level one point to offense level 8, for a guideline range of 0-6 months.

ET

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

ISRAEL SALDIVAR, and  
JESUS SALDIVAR,

Defendants.

ENTERED ON DOCKET

DATE NOV 17 1995

No. 95-CR-34-K  
(95-CV-1012-K and  
95-CV-1013-K)

**FILED**

NOV 16 1995

Richard M. Lawrence, Clerk  
U. S. DISTRICT COURT

ORDER

This matter comes before the Court on Defendants' motions to vacate, set aside, or correct sentence pursuant to 28 U.S.C. § 2255. Having reviewed the motions, the Court concludes that they should be summarily dismissed under Rule 4(b) of the Rules Governing Section 2255 proceedings as "it plainly appears from the face of the motion[s] . . . that the movant[s] [are] not entitled to relief."

On April 14, 1995, Jesus Saldivar pleaded guilty to Possession with Intent to Distribute Cocaine and to Distributing Cocaine, and Israel Saldivar pleaded guilty to Possession with Intent to Distribute Cocaine and Aiding and Abetting. 21 U.S.C. §§ 841(a)(1) & 841(b)(1)(B)(ii).<sup>1</sup> On July 14, 1995, the Court sentenced each Defendant to 60 months imprisonment.

In their section 2255 motions, Defendants contend they were denied effective assistance of counsel. They allege as follows:  
"[I] was told by my attorney that I would only be given 24 months

---

<sup>1</sup> The Court dismissed Count II of the indictment on motion by the Government on the same date.

(11)

due to being a first offender, instead I was given 60 months, please reduce to original offer."

To establish ineffective assistance of counsel, Defendants must show (1) that counsel committed errors so serious that the defendant did not receive the counsel guaranteed by the Sixth Amendment, and (2) that counsel's performance was so deficient that the defendant did not receive a fair trial. Strickland v. Washington, 466 U.S. 668 (1984). The Strickland test is applicable to a claim that a guilty plea is invalid due to ineffective assistance of counsel. Hill v. Lockhart, 474 U.S. 52 (1985). In this situation, a defendant must show that absent counsel's errors, he would not have entered a guilty plea and would have insisted upon a trial. Id. at 59.


Applying these standard to the instant case, the Court finds no evidence of ineffectiveness on the part of Defendants' counsel. While counsel may have estimated that Defendants would receive a shorter sentence than was imposed, that estimation is insufficient to show that counsel's performance fell below the range of competence demanded of attorneys in criminal cases. See United States v. Estrada, 849 F.2d 1304, 1307 (10th Cir. 1988) (where Tenth Circuit declined to hold constitutionally deficient an attorney's estimate that a defendant would not receive "much of a sentence"); United States v. Marsh, 733 F.Supp. 90, 92 (D. Kan. 1990) (unsubstantiated allegation that counsel informed defendant he would receive a concurrent sentence did not amount to ineffective assistance of counsel). Neither an attorney's

incorrect estimate of a sentence nor his client's erroneous expectation operates to render a guilty plea involuntary. See United States v. Rhodes, 913 F.2d 839, 843 (10th Cir. 1990); see also United States v. Sweeney, 878 F.2d 68, 70 (2d Cir. 1989).

In any event, Defendants' allegations contradict this Court's admonition at the plea hearing. This Court specifically informed each Defendant that it could not determine the guideline sentence for their case until after the presentence report had been completed and each of them had been given an opportunity to challenge the facts reported by the probation officer. The Court also cautioned each Defendant that the sentence imposed may be different from any estimate their attorney may have given them.

As there is no merit to Defendants' allegations of ineffective assistance of counsel, the motions to vacate, set aside, or correct sentence by Jesus Saldivar and Israel Saldivar are SUMMARILY DISMISSED pursuant to Rule 4(b) of the Rules Governing Section 2255 Cases.

SO ORDERED THIS 16 day of November, 1995.

  
TERRY C. KERN  
UNITED STATES DISTRICT JUDGE

UNITED STATES DISTRICT COURT  
Northern District of Oklahoma

**FILED**  
NOV 15 1995

Richard M. Lawrence, Court Clerk  
U.S. DISTRICT COURT

UNITED STATES OF AMERICA

Case Number 95-CR-091-001-H

v.

ENTERED ON DOCKET

DATE NOV 17 1995

JEFFREY ALBERT McELHANEY  
Defendant.

**JUDGMENT IN A CRIMINAL CASE**  
(For Offenses Committed on or after September 1, 1987)

The defendant, JEFFREY ALBER

ted by Regina Stephenson.

The defendant pleaded guilty to count  
is adjudged guilty of such count(s), involving

ist 8, 1995. Accordingly, the defendant

| Title & Section | Nature of Offense                              | Date Offense<br>Concluded | Count<br>Number(s) |
|-----------------|--|---------------------------|--------------------|
| 18 USC 472      | Uttering Counterfeit Obligations or Securities | 06/24/94                  | 1                  |

As pronounced on November 7, 1995, the defendant is sentenced as provided in pages 2 through 5 of this Judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

It is ordered that the defendant shall pay to the United States a special assessment of \$ 50.00, for count(s) 1 of the Indictment, which shall be due immediately.

It is further ordered that the defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this Judgment are fully paid.

Signed this the 15<sup>TH</sup> day of NOVEMBER, 1995.

  
The Honorable Sven Erik Holmes  
United States District Judge

United States District Court )  
Northern District of Oklahoma ) SS

I hereby certify that the foregoing  
is a true copy of the original on file  
in this Court.

Richard M. Lawrence, Clerk

By   
Deputy

Defendant's SSN: 446-74-5854

Defendant's Date of Birth: 01/20/66

Defendant's residence and mailing address: 1316 Sharon Street, Muskogee, OK 74403

Defendant: JEFFREY ALBERT McELHANEY  
Case Number: 95-CR-091-001-H

**IMPRISONMENT**

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of 19 months.

The Court makes the following recommendations to the Bureau of Prisons: The defendant receive chemical dependency treatment while in custody.

The defendant is remanded to the custody of the United States Marshal.

**RETURN**

I have executed this Judgment as follows:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Defendant delivered on \_\_\_\_\_ to \_\_\_\_\_  
at \_\_\_\_\_, with a certified copy of this Judgment.

\_\_\_\_\_  
United States Marshal

By \_\_\_\_\_  
Deputy Marshal

Defendant: JEFFREY ALBERT McELHANEY  
Case Number: 95-CR-091-001-H

### SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of 3 years.

While on supervised release, the defendant shall not commit another federal, state, or local crime; shall not illegally possess a controlled substance; shall comply with the standard conditions that have been adopted by this court (set forth below); and shall comply with the following additional conditions:

1. The defendant shall report in person to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.
2. If this judgment imposes a fine, special assessment, costs, or restitution obligation, it shall be a condition of supervised release that the defendant pay any such fine, assessments, costs, and restitution that remain unpaid at the commencement of the term of supervised release.
3. The defendant shall not own or possess a firearm or destructive device.
4. The defendant shall successfully participate in a program of testing and treatment (to include inpatient) for drug and alcohol abuse, as directed by the Probation Officer, until such time as released from the program by the Probation Officer.
5. The defendant shall submit to a search conducted by a United States Probation Officer of his person, residence, vehicle, office and/or business at a reasonable time and in a reasonable manner, based upon reasonable suspicion of contraband or evidence of a violation of a condition of release. Failure to submit to a search may be grounds for revocation. The defendant shall not reside at any location without having first advised other residents that the premises may be subject to searches pursuant to this condition. Additionally, the defendant shall obtain written verification from other residents that said residents acknowledge the existence of this condition and that their failure to cooperate could result in revocation. This acknowledgement shall be provided to the U. S. Probation Office immediately upon taking residency.

### STANDARD CONDITIONS OF SUPERVISION

While the defendant is on supervised release pursuant to this judgment, the defendant shall not commit another federal, state, or local crime. In addition:

- 1) The defendant shall not leave the judicial district without the permission of the court or probation officer.
- 2) The defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month.
- 3) The defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer.
- 4) The defendant shall support his or her dependents and meet other family responsibilities.
- 5) The defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons.
- 6) The defendant shall notify the probation officer within seventy-two hours of any change in residence or employment.
- 7) The defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician.
- 8) The defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered.
- 9) The defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer.
- 10) The defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer.
- 11) The defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer.
- 12) The defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court.
- 13) As directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 14) The defendant shall submit to urinalysis testing as directed by the U. S. Probation Office.



Defendant: JEFFREY ALBERT McELHANEY  
Case Number: 95-CR-091-001-H

**FINE**

The Court has determined that the defendant does not have the ability to pay interest, and it is accordingly ordered that the interest requirement is waived.

The defendant shall pay a fine of \$ 1,000.00. This fine shall be paid in full immediately. Any amount not paid immediately shall be paid while in custody through the Bureau of Prisons' Inmate Financial Responsibility Program. Upon release from custody, any unpaid balance shall be paid during the term of supervised release.

If the fine is not paid, the court may sentence the defendant to any sentence which might have been originally imposed. See 18 U.S.C. § 3614.

Defendant: JEFFREY ALBERT McELHANEY  
Case Number: 95-CR-091-001-H

**STATEMENT OF REASONS**

The court adopts the factual findings and guideline application in the presentence report.

**Guideline Range Determined by the Court:**

|                            |                        |
|----------------------------|------------------------|
| Total Offense Level:       | 7                      |
| Criminal History Category: | VI                     |
| Imprisonment Range:        | 15 months to 21 months |
| Supervised Release Range:  | 2 to 3 years           |
| Fine Range:                | \$ 500 to \$ 5,000     |
| Restitution:               | \$ N/A                 |

The sentence is within the guideline range, that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by application of the guidelines.

# STATE BOARD OF PARDONS AND PAROLES

**FILED**

NOV 13 1995

Richard M. Lawrence, Court Clerk  
U.S. DISTRICT COURT



ENTERED ON DOCKET

DATE NOV 14 1995

## ORDER OF RESTORATION OF CIVIL AND POLITICAL RIGHTS

WHEREAS, Julio Madan, Serial Number Federal was convicted in the court(s) indicated below of the following offense(s) for which he received the sentence(s) hereinafter set forth:

| OFFENSE   | COURT OF CONVICTION                            | SENTENCING DATE | SENTENCE  |
|---|--|-----------------|---|
| Distribution of Cocaine<br>(count 1) (86CR51B)      | United States<br>District Court of<br>Oklahoma | 8/21/86         | 4 years to serve and 3 years<br>special parole term to follow |
| Use of Telephone to<br>Commit a Felony<br>(count 3) |  |                 | 4 years concurrent  |
|   |  |                 | terminated 5/14/93  |

and,

WHEREAS, an application for restoration of civil and political rights has been filed by the above named individual; and

WHEREAS, having investigated the facts material to the application, which investigation has established to the satisfaction of the Board that each sentence imposed on the applicant stated hereinabove, or imposed on the applicant prior to the earliest sentence stated hereinabove, has been served and that each sentence has expired.

THEREFORE, pursuant to Article IV, Section II, Paragraph II (a), of the Constitution of the State of Georgia, it is hereby

ORDERED that all disabilities resulting from the above stated conviction(s) and sentence(s), as well as, any imposed prior thereto, be and each and all are hereby removed; and

ORDERED FURTHER that all civil and political rights, excluding the right to receive, possess, or transport in commerce a firearm, lost as a result of the above stated convictions(s) and sentence(s) and any imposed prior thereto, be and each and all are hereby restored.

It is directed that copies of this order be furnished to the said applicant and to the Clerk(s) of Superior Court(s) in the County(s) where the above sentence(s) were imposed.

GIVEN UNDER THE HAND AND SEAL of the State Board of Pardons and Paroles, this 12th day of October, 1995.

STATE BOARD OF PARDONS AND PAROLES

FOR THE BOARD: KC Richardson  
K.C. Richardson

(SEAL)  
PFO-70-4-03

**FILED**

**UNITED STATES DISTRICT COURT**  
Northern District of Oklahoma

NOV 13 1995

Richard M. Lawrence, Clerk  
U. S. DISTRICT COURT  
NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA

v.

Case Number 95-CR-105-001-H

GWENNA LYNCH  
Defendant.

EOD 11/14/95

**JUDGMENT IN A CRIMINAL CASE**  
(For Offenses Committed On or After November 1, 1987)

The defendant, GWENNA LYNCH, was represented by Stephen J. Knorr .

The defendant pleaded guilty to count(s) 1 of the Information on August 10, 1995. Accordingly, the defendant is adjudged guilty of such count(s), involving the following offense(s):

| Title & Section | Nature of Offense                           | Date Offense<br>Concluded | Count<br>Number(s) |
|-----------------|---|---------------------------|--------------------|
| 18 USC 656      | Misapplication of Bank Funds, a Misdemeanor | 09/15/94                  | 1                  |

As pronounced on November 8, 1995, the defendant is sentenced as provided in pages 2 through 4 of this Judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

It is ordered that the defendant shall pay to the United States a special assessment of \$ 25.00, for count(s) 1 of the Information, which shall be due immediately.

It is further ordered that the defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this Judgment are fully paid.

Signed this the 13<sup>th</sup> day of NOV., 1995.

Frank H. McCarthy  
The Honorable Frank H. McCarthy  
United States Magistrate Judge

Defendant's SSN: 525-51-5718

Defendant's Date of Birth: 04/06/70

Defendant's residence and mailing address: 3001 Oak Tree, Apt. V-9, Norman, OK 73072

J. Mayer

Defendant: GWENNA LYNCH  
Case Number: 95-CR-105-001-H

### PROBATION

The defendant is hereby placed on probation for a term of 24 month(s).

While on probation, the defendant shall not commit another federal, state, or local crime; shall not illegally possess a controlled substance; shall comply with the standard conditions that have been adopted by this court (set forth below); and shall comply with the following additional conditions:

1. If this judgment imposes a fine, special assessment, costs or restitution obligation, it shall be a condition of probation that the defendant pay any such fine, assessment, costs and restitution.
2. The defendant shall not own or possess a firearm or destructive device.
3. The defendant shall successfully participate in a program of testing and treatment (to include inpatient) for drug and alcohol abuse, as directed by the Probation Officer, until such time as released from the program by the Probation Officer.

### STANDARD CONDITIONS OF PROBATION

While the defendant is on probation pursuant to this judgment, the defendant shall not commit another federal, state or local crime. In addition:

- 1) The defendant shall not leave the judicial district without the permission of the court or probation officer.
- 2) The defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month.
- 3) The defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer.
- 4) The defendant shall support his or her dependents and meet other family responsibilities.
- 5) The defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons.
- 6) The defendant shall notify the probation officer within seventy-two hours of any change in residence or employment.
- 7) The defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician.
- 8) The defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered.
- 9) The defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer.
- 10) The defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer.
- 11) The defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer.
- 12) The defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court.
- 13) As directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 14) The defendant shall submit to urinalysis testing as directed by the U. S. Probation Office.

Defendant: GWENNA LYNCH  
Case Number: 95-CR-105-001-H

**FINE**

The defendant shall pay a fine of \$ 500.00. This fine shall be paid in full immediately. Any amount not paid immediately shall be paid during the period of probation.

If the fine is not paid, the court may sentence the defendant to any sentence which might have been originally imposed. See 18 U.S.C. § 3614.

Defendant: GWENNA LYNCH  
Case Number: 95-CR-105-001-H

**STATEMENT OF REASONS**

The court adopts the factual findings and guideline application in the presentence report.

**Guideline Range Determined by the Court:**

|                            |                      |
|----------------------------|----------------------|
| Total Offense Level:       | 7                    |
| Criminal History Category: | I                    |
| Imprisonment Range:        | 0 months to 6 months |
| Supervised Release Range:  | 1 year               |
| Fine Range:                | \$ 500 to \$ 5,000   |
| Restitution:               | \$ N/A               |

The sentence is within the guideline range, that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by application of the guidelines.

FILED

UNITED STATES DISTRICT COURT  
Northern District of Oklahoma

NOV 9 - 1995

Richard M. Lawrence, Clerk  
U. S. DISTRICT COURT  
NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA

Case Number 94-CR-121-001-C

v.

ENTERED ON DOCKET

ALVA SPRAGUE  
Defendant.

DATE 11-9-95

**JUDGMENT IN A CRIMINAL CASE**  
(For Offenses Committed On or After November 1, 1987)

The defendant, ALVA SPRAGUE, was represented by Richard White.

On motion of the United States the court has dismissed count(s) 2, 4-17 of the 2nd Superseding Indictment.

The defendant pleaded guilty to count(s) 1 and 3 of the 2nd Superseding Indictment on August 21, 1995. Accordingly, the defendant is adjudged guilty of such count(s), involving the following offense(s):


| Title & Section               | Nature of Offense   | Date Offense<br>Concluded | Count<br>Number(s) |
|-------------------------------|---|---------------------------|--------------------|
| 21 USC 848(a),<br>(c) and (d) | Continuing Criminal Enterprise  | 08/22/94                  | 1                  |
| 18 USC 371                    | Conspiracy to Possess Firearms in<br>Relation to Drug Trafficking Crime | 08/23/94                  | 3                  |

As pronounced on November 7, 1995, the defendant is sentenced as provided in pages 2 through 5 of this Judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

It is ordered that the defendant shall pay to the United States a special assessment of \$ 100.00, for count(s) 1 and 3 of the 2nd Superseding Indictment, which shall be due immediately.

It is further ordered that the defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this Judgment are fully paid.

Signed this the 9th day of Nov, 1995.

  
for The Honorable H. Dale Cook  
United States District Judge

Defendant's SSN: 446-52-5978

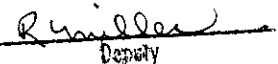
Defendant's Date of Birth: 08/16/52

Defendant's residence and mailing address: 307 N. Ponca, Dewey, OK 74029

United States District Court ) SS  
Northern District of Oklahoma )

I hereby certify that the foregoing  
is a true copy of the original on file  
in this Court.

Richard M. Lawrence, Clerk

By   
Deputy



Defendant: ALVA SPRAGUE  
Case Number: 94-CR-121-001-C

**IMPRISONMENT**

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of 360 months on Count 1, and 60 months on Count 3, both counts to run concurrently, each to the other.

The Court makes the following recommendations to the Bureau of Prisons: That the defendant receive substance abuse treatment while in custody.

The defendant is remanded to the custody of the United States Marshal.

**RETURN**

I have executed this Judgment as follows:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Defendant delivered on \_\_\_\_\_ to \_\_\_\_\_  
at \_\_\_\_\_, with a certified copy of this Judgment.

\_\_\_\_\_  
United States Marshal

By \_\_\_\_\_  
Deputy Marshal

Defendant: ALVA SPRAGUE  
Case Number: 94-CR-121-001-C

### SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of five (5) years in Count 1, three (3) years in Count 3, both counts to run concurrently, each to the other.

While on supervised release, the defendant shall not commit another federal, state, or local crime; shall not illegally possess a controlled substance; shall comply with the standard conditions that have been adopted by this court (set forth below); and shall comply with the following additional conditions:

1. The defendant shall report in person to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.
2. If this judgment imposes a fine, special assessment, costs, or restitution obligation, it shall be a condition of supervised release that the defendant pay any such fine, assessments, costs, and restitution that remain unpaid at the commencement of the term of supervised release.
3. The defendant shall not own or possess a firearm or destructive device.
4. The defendant shall successfully participate in a program of testing and treatment (to include inpatient) for drug and alcohol abuse, as directed by the Probation Officer, until such time as released from the program by the Probation Officer.
5. The defendant shall submit to a search conducted by a United States Probation Officer of his person, residence, vehicle, office and/or business at a reasonable time and in a reasonable manner, based upon reasonable suspicion of contraband or evidence of a violation of a condition of release. Failure to submit to a search may be grounds for revocation. The defendant shall not reside at any location without having first advised other residents that the premises may be subject to searches pursuant to this condition. Additionally, the defendant shall obtain written verification from other residents that said residents acknowledge the existence of this condition and that their failure to cooperate could result in revocation. This acknowledgement shall be provided to the U. S. Probation Office immediately upon taking residency.

### STANDARD CONDITIONS OF SUPERVISION

While the defendant is on supervised release pursuant to this judgment, the defendant shall not commit another federal, state, or local crime. In addition:

- 1) The defendant shall not leave the judicial district without the permission of the court or probation officer.
- 2) The defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month.
- 3) The defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer.
- 4) The defendant shall support his or her dependents and meet other family responsibilities.
- 5) The defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons.
- 6) The defendant shall notify the probation officer within seventy-two hours of any change in residence or employment.
- 7) The defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician.
- 8) The defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered.
- 9) The defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer.
- 10) The defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer.
- 11) The defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer.
- 12) The defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court.
- 13) As directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 14) The defendant shall submit to urinalysis testing as directed by the U. S. Probation Office.

Defendant: ALVA SPRAGUE  
Case Number: 94-CR-121-001-C

**FINE**

The Court has determined that the defendant does not have the ability to pay interest, and it is accordingly ordered that the interest requirement is waived.

The defendant shall pay a fine of \$ 1,500.00 as to Count 3. This fine shall be paid in full immediately. Any amount not paid immediately shall be paid while in custody through the Bureau of Prisons' Inmate Financial Responsibility Program. Upon release from custody, any unpaid balance shall be paid during the term of supervised release.

If the fine is not paid, the court may sentence the defendant to any sentence which might have been originally imposed. See 18 U.S.C. § 3614.

Defendant: ALVA SPRAGUE  
Case Number: 94-CR-121-001-C

### STATEMENT OF REASONS

The court adopts the factual findings and guideline application in the presentence report.

**Guideline Range Determined by the Court:**

|                            |  |
|----------------------------|--|
| Total Offense Level:       | 40   |
| Criminal History Category: | VI   |
| Imprisonment Range:        | 360 months to life - Cts. 1 & 3              |
| Supervised Release Range:  | 3 to 5 years - Ct. 1<br>2 to 3 years - Ct. 3 |
| Fine Range:                | \$ 20,000 to \$ 2,000,000 - Cts. 1 & 3       |
| Restitution:               | \$ N/A                                       |

The fine is waived or is below the guideline range because of the defendant's inability to pay.

The sentence is within the guideline range, that range does not exceed 24 months, and the sentence is imposed for the following reasons: The minimum sentence is imposed due to the defendant's age and poor health.

84

UNITED STATES DISTRICT COURT  
Northern District of Oklahoma

FILED

NOV 9 - 1995

UNITED STATES OF AMERICA

Richard M. Lawrence, Clerk  
U. S. DISTRICT COURT  
NORTHERN DISTRICT OF OKLAHOMA

Case Number 95-CR-057-003-C

v.

ENTERED ON DOCKET

MICHAEL ANGELO WISE  
Defendant.

DATE 11-9-95

**JUDGMENT IN A CRIMINAL CASE**  
(For Offenses Committed On or After November 1, 1987)

The defendant, MICHAEL ANGELO WISE, was represented by Jerry E. Truster.

The defendant pleaded guilty to count(s) 1 of the Indictment on July 24, 1995. Accordingly, the defendant is adjudged guilty of such count(s), involving the following offense(s):

| Title & Section       | Nature of Offense  | Date Offense<br>Concluded | Count<br>Number(s) |
|-----------------------|--|---------------------------|--------------------|
| 21 USC 846<br>and 841 | Conspiracy to Possess With Intent to<br>Distribute Cocaine | 03/24/95                  | 1                  |

As pronounced on November 8, 1995, the defendant is sentenced as provided in pages 2 through 5 of this Judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

It is ordered that the defendant shall pay to the United States a special assessment of \$ 50.00, for count(s) 1 of the Indictment, which shall be due immediately.

It is further ordered that the defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this Judgment are fully paid.

Signed this the 9 day of Nov., 1995.

*[Signature]*  
The Honorable H. Dale Cook  
United States District Judge

United States District Court )  
Northern District of Oklahoma ) SS  
I hereby certify that the foregoing  
is a true copy of the original on file  
in this Court.

Richard M. Lawrence, Clerk

By *[Signature]*  
Deputy

Defendant's SSN: 442-84-1298

Defendant's Date of Birth: 02/23/71

Defendant's residence and mailing address: 713 E. 54th Street North, Tulsa, OK 74126

Defendant: MICHAEL ANGELO WISE  
Case Number: 95-CR-057-003-C

**IMPRISONMENT**

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of 60 months.

The Court makes the following recommendations to the Bureau of Prisons: The defendant be placed in a facility near his residence and placed at a facility that specializes in comprehensive drug treatment.

The defendant is remanded to the custody of the United States Marshal.

**RETURN**

I have executed this Judgment as follows:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Defendant delivered on \_\_\_\_\_ to \_\_\_\_\_  
at \_\_\_\_\_, with a certified copy of this Judgment.

\_\_\_\_\_  
United States Marshal

By \_\_\_\_\_  
Deputy Marshal

Defendant: MICHAEL ANGELO WISE  
Case Number: 95-CR-057-003-C

### SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of 4 years.

While on supervised release, the defendant shall not commit another federal, state, or local crime; shall not illegally possess a controlled substance; shall comply with the standard conditions that have been adopted by this court (set forth below); and shall comply with the following additional conditions:

1. The defendant shall report in person to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.
2. If this judgment imposes a fine, special assessment, costs, or restitution obligation, it shall be a condition of supervised release that the defendant pay any such fine, assessments, costs, and restitution that remain unpaid at the commencement of the term of supervised release.
3. The defendant shall not own or possess a firearm or destructive device.
4. The defendant shall successfully participate in a program of testing and treatment (to include inpatient) for drug and alcohol abuse, as directed by the Probation Officer, until such time as released from the program by the Probation Officer.
5. The defendant shall submit to a search conducted by a United States Probation Officer of his person, residence, vehicle, office and/or business at a reasonable time and in a reasonable manner, based upon reasonable suspicion of contraband or evidence of a violation of a condition of release. Failure to submit to a search may be grounds for revocation. The defendant shall not reside at any location without having first advised other residents that the premises may be subject to searches pursuant to this condition. Additionally, the defendant shall obtain written verification from other residents that said residents acknowledge the existence of this condition and that their failure to cooperate could result in revocation. This acknowledgement shall be provided to the U. S. Probation Office immediately upon taking residency.

### STANDARD CONDITIONS OF SUPERVISION

While the defendant is on supervised release pursuant to this judgment, the defendant shall not commit another federal, state, or local crime. In addition:

- 1) The defendant shall not leave the judicial district without the permission of the court or probation officer.
- 2) The defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month.
- 3) The defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer.
- 4) The defendant shall support his or her dependents and meet other family responsibilities.
- 5) The defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons.
- 6) The defendant shall notify the probation officer within seventy-two hours of any change in residence or employment.
- 7) The defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician.
- 8) The defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered.
- 9) The defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer.
- 10) The defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer.
- 11) The defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer.
- 12) The defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court.
- 13) As directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 14) The defendant shall submit to urinalysis testing as directed by the U. S. Probation Office.

Defendant: MICHAEL ANGELO WISE  
Case Number: 95-CR-057-003-C

**FINE**

The Court has determined that the defendant does not have the ability to pay interest, and it is accordingly ordered that the interest requirement is waived.

The defendant shall pay a fine of \$ 2,000.00. This fine shall be paid in full immediately. Any amount not paid immediately shall be paid while in custody through the Bureau of Prisons' Inmate Financial Responsibility Program. Upon release from custody, any unpaid balance shall be paid during the term of supervised release.

If the fine is not paid, the court may sentence the defendant to any sentence which might have been originally imposed. See 18 U.S.C. § 3614.



Defendant: MICHAEL ANGELO WISE  
Case Number: 95-CR-057-003-C

**STATEMENT OF REASONS**

The court adopts the factual findings and guideline application in the presentence report.

**Guideline Range Determined by the Court:**

|                            |                          |
|----------------------------|--------------------------|
| Total Offense Level:       | 21                       |
| Criminal History Category: | IV                       |
| Imprisonment Range:        | 60 months to 71 months   |
| Supervised Release Range:  | 4 to 5 years             |
| Fine Range:                | \$ 7,500 to \$ 2,000,000 |
| Restitution:               | \$ N/A                   |

The fine is waived or is below the guideline range because of the defendant's inability to pay.

The sentence is within the guideline range; that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by application of the guidelines.

FILED

UNITED STATES DISTRICT COURT  
Northern District of Oklahoma

NOV 9 - 1995

Richard M. Lawrence, Clerk  
U. S. DISTRICT COURT  
NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA

Case Number 95-CR-087-001-C

v.

ENTERED ON DOCKET

JEREMY JONES  
Defendant.

DATE 11-9-95

**JUDGMENT IN A CRIMINAL CASE**  
(For Offenses Committed On or After November 1, 1987)

The defendant, JEREMY JONES, was represented by Stephen J. Knorr.

The defendant pleaded guilty to count(s) 1 of the Information on August 8, 1995. Accordingly, the defendant is adjudged guilty of such count(s), involving the following offense(s):

| Title & Section   | Nature of Offense                    | Date Offense<br>Concluded | Count<br>Number(s) |
|-------------------|--------------------------------------|---------------------------|--------------------|
| 18 USC 1029(a)(2) | Unauthorized Use of an Access Device | 10/19/93                  | 1                  |

As pronounced on November 7, 1995, the defendant is sentenced as provided in pages 2 through 5 of this Judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

It is ordered that the defendant shall pay to the United States a special assessment of \$ 50.00, for count(s) 1 of the Information, which shall be due immediately.

It is further ordered that the defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this Judgment are fully paid.

Signed this the 9<sup>th</sup> day of Nov., 1995.

*for* [Signature]  
The Honorable H. Dale Cook  
United States District Judge

United States District Court )  
Northern District of Oklahoma ) SS

I hereby certify that the foregoing  
is a true copy of the original on file  
in this Court.

Richard M. Lawrence, Clerk  
By [Signature]  
Deputy

Defendant's SSN: 440-66-0124

Defendant's Date of Birth: 10/20/72

Defendant's residence and mailing address: 2504 W. Dallas Court, Broken Arrow, OK 74012

Defendant: JEREMY JONES  
Case Number: 95-CR-087-001-C

### PROBATION

The defendant is hereby placed on probation for a term of 5 year(s).

While on probation, the defendant shall not commit another federal, state, or local crime; shall not illegally possess a controlled substance; shall comply with the standard conditions that have been adopted by this court (set forth below); and shall comply with the following additional conditions:

1. If this judgment imposes a fine, special assessment, costs or restitution obligation, it shall be a condition of probation that the defendant pay any such fine, assessment, costs and restitution.
2. The defendant shall not own or possess a firearm or destructive device.
3. The defendant shall abide by the "Special Financial Conditions" enumerated in Miscellaneous Order Number M-128, filed with the Clerk of the Court on March 18, 1992.

### STANDARD CONDITIONS OF PROBATION

While the defendant is on probation pursuant to this judgment, the defendant shall not commit another federal, state or local crime. In addition:

- 1) The defendant shall not leave the judicial district without the permission of the court or probation officer.
- 2) The defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month.
- 3) The defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer.
- 4) The defendant shall support his or her dependents and meet other family responsibilities.
- 5) The defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons.
- 6) The defendant shall notify the probation officer within seventy-two hours of any change in residence or employment.
- 7) The defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician.
- 8) The defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered.
- 9) The defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer.
- 10) The defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer.
- 11) The defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer.
- 12) The defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court.
- 13) As directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 14) The defendant shall submit to urinalysis testing as directed by the U. S. Probation Office.

Defendant: JEREMY JONES  
Case Number: 95-CR-087-001-C

**FINE**

The Court has determined that the defendant does not have the ability to pay interest, and it is accordingly ordered that the interest requirement is waived.

The defendant shall pay a fine of \$ 500.00. This fine shall be paid in full immediately. Any amount not paid immediately shall be paid during the period of probation.

If the fine is not paid, the court may sentence the defendant to any sentence which might have been originally imposed. See 18 U.S.C. § 3614.

Defendant: JEREMY JONES  
Case Number: 95-CR-087-001-C

**RESTITUTION AND FORFEITURE**

**RESTITUTION**

The defendant shall make restitution in the total amount of \$1,307 on Count 1.

The defendant shall make restitution to the following persons in the following amounts:

| <b><u>Name of Payee</u></b>  | <b><u>Amount of Restitution</u></b> |
|--|-------------------------------------|
| First Consumers National Bank<br>Attn: K. Dennis Christensen<br>9300 Southwest Gemini Drive<br>Beaverton, Oregon | \$1,307                             |

Payments of restitution are to be made to the United States Attorney for transfer to the payee(s).

Restitution shall be paid in full immediately. Any amount not paid immediately shall be paid during the period of probation.

Any payment shall be divided proportionately among the payees named unless otherwise specified here.

Defendant: JEREMY JONES  
Case Number: 95-CR-087-001-C

### STATEMENT OF REASONS

The court adopts the factual findings and guideline application in the presentence report.

**Guideline Range Determined by the Court:**

|                            |                      |
|----------------------------|----------------------|
| Total Offense Level:       | 6                    |
| Criminal History Category: | I                    |
| Imprisonment Range:        | 0 months to 6 months |
| Supervised Release Range:  | 2 to 3 years         |
| Fine Range:                | \$ 500 to \$ 5,000   |
| Restitution:               | \$ 1,307             |

The fine is waived or is below the guideline range because of the defendant's inability to pay.

The sentence is within the guideline range; that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by application of the guidelines.

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OKLAHOMA

FILED

NOV 8 - 1995

Richard M. Lawrence, Clerk  
U. S. DISTRICT COURT  
NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA  
Plaintiff

VS

JOHN PAUL GREEN

Defendant

Case Number: 90-CR-121-001-C

ENTERED ON DOCKET

DATE 11-9-95

ORDER REVOKING SUPERVISED RELEASE

Now on this 7th day of November, 1995, this cause comes on for sentencing concerning allegations that the defendant violated conditions of supervised release as set out in the Petition on Supervised Release filed on June 22, 1995. The defendant is present in person and represented by counsel, Rabon Martin. The Government is represented by Assistant U.S. Attorney Neil Kirkpatrick, and the United States Probation Office is represented by Dee Bernaud.

The defendant was heretofore convicted on his plea of guilty to a one-count Information which charged him with Conspiracy Against Rights of Citizens, in violation of 18 U.S.C. § 241. On March 21, 1991, Green was committed to the custody of the U. S. Bureau Prisons for a term of eighteen months with a three year term of supervised release to follow. In addition, he was ordered to pay Court \$50 Special Monetary Assessment and

United States District Court \$50  
Northern District of Oklahoma )

I hereby certify that the foregoing  
is a true copy of the original on file  
in this Court.

Richard M. Lawrence, Clerk

By R. Miller  
Deputy

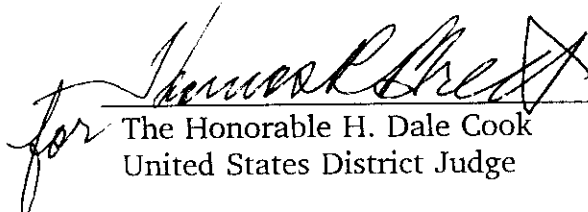
restitution in the amount of \$146.70 to Matthew Breitenstein; \$330.80 to Mutual Life Insurance Company; and \$288.50 to John Shannon. As a special condition of supervised release, Green was ordered to participate in a substance abuse monitoring and treatment program as directed by the U.S. Probation Officer.

On July 26, 1995, a revocation hearing was held regarding the allegations as memorialized in the Petition on Supervised Release, filed June 22, 1995. Green stipulated to the violations at the revocation hearing, and sentencing was set for August 28, 1995. The hearing was passed to November 7, 1995.

On November 7, 1995, as a result of the sentencing hearing, the Court found that the violations occurred after November 1, 1987, and that Chapter 7 of the U. S. Sentencing Guidelines is applicable. In consideration of these findings and pursuant to U.S. vs. Lee, 957 F2d 770 (10th Cir. 1992), in which the Circuit determined that the policy statements in Chapter 7 were not mandatory, but must be considered by the Court, the following was ordered:

The defendant is committed to the custody of the U. S. Bureau of Prisons to be imprisoned for a term of twelve months. It is recommended that the defendant be placed in an institution offering a substance abuse program.

The defendant is ordered to report to the designated U. S. Bureau of Prisons institution on December 11, 1995, at 9:00 a.m.

  
for The Honorable H. Dale Cook  
United States District Judge



8 cert.

UNITED STATES DISTRICT COURT  
Northern District of Oklahoma

FILED

NOV 8 - 1995

UNITED STATES OF AMERICA

Case Number 95-CR-073-001-C Richard M. Lawrence, Clerk  
U. S. DISTRICT COURT  
NORTHERN DISTRICT OF OKLAHOMA

v.

ENTERED ON DOCKET

RICHARD LYNDON VERGE  
Defendant.

DATE 11-9-95

JUDGMENT IN A CRIMINAL CASE  
(For Offenses Committed On or After November 1, 1987)

The defendant, RICHARD LYNDON VERGE, was represented by Stephen J. Knorr.

The defendant pleaded guilty to count(s) 1 of the Information on August 8, 1995. Accordingly, the defendant is adjudged guilty of such count(s), involving the following offense(s):

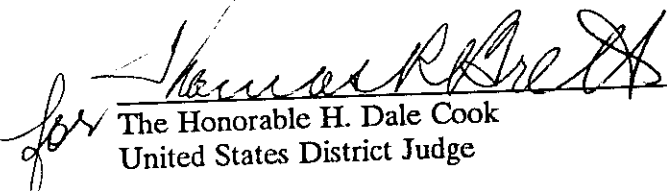
| Title & Section | Nature of Offense    | Date Offense Concluded | Count Number(s) |
|-----------------|----------------------|------------------------|-----------------|
| 18 USC 2113(b)  | Theft of Bank Monies | 03/15/95               | 1               |

As pronounced on November 7, 1995, the defendant is sentenced as provided in pages 2 through 4 of this Judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

It is ordered that the defendant shall pay to the United States a special assessment of \$ 50.00, for count(s) 1 of the Information, which shall be due immediately.

It is further ordered that the defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this Judgment are fully paid.

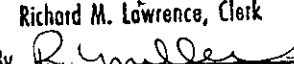
Signed this the 8 day of Nov., 1995.

*for*   
The Honorable H. Dale Cook  
United States District Judge

Defendant's SSN: 445-82-1473  
Defendant's Date of Birth: 03/05/70  
Defendant's residence and mailing address: 1401 Viola, Yukon, OK 73099

United States District Court ) SS  
Northern District of Oklahoma )

I hereby certify that the foregoing is a true copy of the original on file in this Court.

Richard M. Lawrence, Clerk  
By   
Deputy

7.

Defendant: RICHARD LYNDON VERGE  
Case Number: 95-CR-073-001-C

### PROBATION

The defendant is hereby placed on probation for a term of 5 year(s).

While on probation, the defendant shall not commit another federal, state, or local crime; shall not illegally possess a controlled substance; shall comply with the standard conditions that have been adopted by this court (set forth below); and shall comply with the following additional conditions:

1. If this judgment imposes a fine, special assessment, costs or restitution obligation, it shall be a condition of probation that the defendant pay any such fine, assessment, costs and restitution.
2. The defendant shall not own or possess a firearm or destructive device.
3. The defendant shall participate in a program of mental health treatment (to include inpatient), as directed by the Probation Officer, until such time as the defendant is released from the program by the Probation Officer.
4. The defendant shall reside for a period of 6 months, to commence no later than December 1, 1995, in a Bureau of Prisons designated halfway house in the Community Corrections Component of the Bureau of Prisons, in community confinement. The defendant may be allowed to maintain employment while in community confinement and shall observe the rules of the designated facility. The Court recommends that the Bureau of Prisons designate a facility in or near Oklahoma City, Oklahoma, as the place of confinement.
5. The defendant shall abide by the "Special Financial Conditions" enumerated in Miscellaneous Order Number M-128, filed with the Clerk of the Court on March 18, 1992.

### STANDARD CONDITIONS OF PROBATION

While the defendant is on probation pursuant to this judgment, the defendant shall not commit another federal, state or local crime. In addition:

- 1) The defendant shall not leave the judicial district without the permission of the court or probation officer.
- 2) The defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month.
- 3) The defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer.
- 4) The defendant shall support his or her dependents and meet other family responsibilities.
- 5) The defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons.
- 6) The defendant shall notify the probation officer within seventy-two hours of any change in residence or employment.
- 7) The defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician.
- 8) The defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered.
- 9) The defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer.
- 10) The defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer.
- 11) The defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer.
- 12) The defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court.
- 13) As directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 14) The defendant shall submit to urinalysis testing as directed by the U. S. Probation Office.

Defendant: RICHARD LYNDON VERGE  
Case Number: 95-CR-073-001-C

**FINE**

The Court has determined that the defendant does not have the ability to pay interest, and it is accordingly ordered that the interest requirement is waived.

The defendant shall pay a fine of \$ 500.00. This fine shall be paid in full immediately. Any amount not paid immediately shall be paid during the period of probation.

If the fine is not paid, the court may sentence the defendant to any sentence which might have been originally imposed. See 18 U.S.C. § 3614.

Defendant: RICHARD LYNDON VERGE  
Case Number: 95-CR-073-001-C

**STATEMENT OF REASONS**

The court adopts the factual findings and guideline application in the presentence report.

**Guideline Range Determined by the Court:**

|                            |                      |
|----------------------------|----------------------|
| Total Offense Level:       | 6                    |
| Criminal History Category: | I                    |
| Imprisonment Range:        | 0 months to 6 months |
| Supervised Release Range:  | 2 to 3 years         |
| Fine Range:                | \$ 500 to \$ 5,000   |
| Restitution:               | \$ N/A               |

The sentence is within the guideline range, that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by application of the guidelines.

**FILED**

**UNITED STATES DISTRICT COURT**  
**Northern District of Oklahoma**

NOV 8 1995

Richard M. Lawrence, Court Clerk  
U.S. DISTRICT COURT

UNITED STATES OF AMERICA

v.

Case Number 95-CR-084-003-B

ENTERED ON DOCKET

DATE 11/8/95MIKE GRITTS  
Defendant.

**JUDGMENT IN A CRIMINAL CASE**  
**(For Offenses Committed On or After November 1, 1987)**  
**(AMENDED AS TO RESTITUTION-TO BE PAID JOINTLY AND SEVERALLY)**

The defendant, MIKE GRITTS, was represented by Richard D. White, Jr..

On motion of the United States the court has dismissed count(s) 4 through 13 of the Indictment.

The defendant pleaded guilty on July 27, 1995, to count(s) 1 of the Indictment. Accordingly, the defendant is adjudged guilty of such count(s), involving the following offense(s):


| <u>Title &amp; Section</u> | <u>Nature of Offense</u> | <u>Date Offense Concluded</u> | <u>Count Number(s)</u> |
|----------------------------|--------------------------|-------------------------------|------------------------|
| 18:371                     | Conspiracy               | 01/30/95                      | 1                      |

As pronounced on October 27, 1995, the defendant is sentenced as provided in pages 2 through 5 of this Judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

It is ordered that the defendant shall pay to the United States a special assessment of \$ 50, for count(s) 1 of the Indictment, which shall be due immediately.

It is further ordered that the defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this Judgment are fully paid.

Signed this the 9th day of Nov, 1995.

  
The Honorable Thomas R. Brett  
Chief United States District Judge

Defendant's SSN: 447-76-3520  
Defendant's Date of Birth: 06/20/72  
Defendant's residence and mailing address: 7208 East Haskell St., Tulsa, OK 74115

United States District Court  
Northern District of Oklahoma  
I hereby certify that the foregoing is a true copy of the original on file in this Court.

Richard M. Lawrence, Clerk  
Rev. M. Callough

Defendant: MIKE GRITTS  
Case Number: 95-CR-084-003-B

### PROBATION

The defendant is hereby placed on probation for a term of 4 year(s).

While on probation, the defendant shall not commit another federal, state, or local crime; shall not illegally possess a controlled substance; shall comply with the standard conditions that have been adopted by this court (set forth below); and shall comply with the following additional conditions:

1. If this judgment imposes a fine, special assessment, costs or restitution obligation, it shall be a condition of probation that the defendant pay any such fine, assessment, costs and restitution.
2. The defendant shall not own or possess a firearm or destructive device.
3. The defendant shall abide by the "Special Financial Conditions" enumerated in Miscellaneous Order Number M-128, filed with the Clerk of the Court on March 18, 1992.

### STANDARD CONDITIONS OF PROBATION

While the defendant is on probation pursuant to this judgment, the defendant shall not commit another federal, state or local crime. In addition:

- 1) The defendant shall not leave the judicial district without the permission of the court or probation officer.
- 2) The defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month.
- 3) The defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer.
- 4) The defendant shall support his or her dependents and meet other family responsibilities.
- 5) The defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons.
- 6) The defendant shall notify the probation officer within seventy-two hours of any change in residence or employment.
- 7) The defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician.
- 8) The defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered.
- 9) The defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer.
- 10) The defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer.
- 11) The defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer.
- 12) The defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court.
- 13) As directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 14) The defendant shall submit to urinalysis testing as directed by the U. S. Probation Office.

Defendant: MIKE GRITTS  
Case Number: 95-CR-084-003-B

**FINE**

The Court has determined that the defendant does not have the ability to pay interest, and it is accordingly ordered that the interest requirement is waived.

The defendant shall pay a fine of \$ 1,000. This fine shall be paid in full immediately. Any amount not paid immediately shall be paid during the period of probation.

If the fine is not paid, the court may sentence the defendant to any sentence which might have been originally imposed. See 18 U.S.C. § 3614.

Defendant: MIKE GRITTS  
Case Number: 95-CR-084-003-B

**RESTITUTION AND FORFEITURE**

**RESTITUTION**

The defendant shall make restitution in the total amount of \$2,059.69.

The defendant shall make restitution to the following persons in the following amounts:

| <b><u>Name of Payee</u></b>  | <b><u>Amount of Restitution</u></b> |
|--|-------------------------------------|
| A.N.Y. Grocers, Inc.<br>DBA Tony's Quick Store<br>4591 North Mingo Road<br>Tulsa, OK | \$650.00                            |
| Price Rite<br>11815 East 86th Street North<br>Owasso, OK                             | 472.17                              |
| Reasor's Price Rite<br>132 West Taft<br>Sapulpa, OK                                  | 472.17                              |
| Super H Food<br>11520 North Garnett Road<br>Owasso, OK                               | 465.35                              |

Payments of restitution are to be made to the United States Attorney for transfer to the payee(s).

Restitution will be paid jointly and severally with codefendants Robert T. Tucker and Alan Wisby, immediately, except that no further payment shall be required after the sum of the accounts actually paid by all defendants has fully covered the compensable injury. Any amount not paid immediately shall be paid during the period of probation.

Any payment shall be divided proportionately among the payees named unless otherwise specified here.



Defendant: MIKE GRITTS  
Case Number: 95-CR-084-003-B

### STATEMENT OF REASONS

The court adopts the factual findings and guideline application in the presentence report

**Guideline Range Determined by the Court:**

|                            |                      |
|----------------------------|----------------------|
| Total Offense Level:       | 7                    |
| Criminal History Category: | I                    |
| Imprisonment Range:        | 0 months to 6 months |
| Supervised Release Range:  | 2 to 3 years         |
| Fine Range:                | \$ 500 to \$ 5,000   |
| Restitution:               | \$ 2,059.69          |

The sentence is within the guideline range, that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by application of the guidelines.

**FILED**

**UNITED STATES DISTRICT COURT**  
**Northern District of Oklahoma**

**NOV 7 1995**

Richard M. Lawrence, Court Clerk  
 U.S. DISTRICT COURT

**UNITED STATES OF AMERICA**

v.

Case Number 95-CR-052-001-B

**ENTERED ON DOCKET**

**RICHARD DALE STEVENS**  
 Defendant.

DATE 11/8/95

**AMENDED - (AS TO DATE OFFENSE CONCLUDED ONLY)**  
**JUDGMENT IN A CRIMINAL CASE**  
 (For Offenses Committed On or After November 1, 1987)

The defendant, RICHARD DALE STEVENS, was represented by Richard D. Amatucci.

The defendant was found guilty on count(s) 1 of the Indictment on June 21, 1995 after a plea of not guilty. Accordingly, the defendant is adjudged guilty of such count(s), involving the following offense(s):

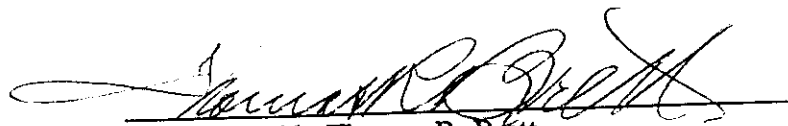
| <u>Title &amp; Section</u> | <u>Nature of Offense</u>   | <u>Date Offense Concluded</u> | <u>Count Number(s)</u> |
|----------------------------|--|-------------------------------|------------------------|
| 21 USC 841(a)(1)           | Possession With Intent to Distribute a Controlled Substance, Methamphetamine | 04/05/95                      | 1                      |

As pronounced on September 22, 1995, the defendant is sentenced as provided in pages 2 through 5 of this Judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

It is ordered that the defendant shall pay to the United States a special assessment of \$ 50.00, for count(s) 1 of the Indictment, which shall be due immediately.

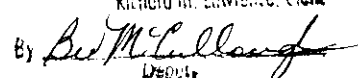
It is further ordered that the defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this Judgment are fully paid.

Signed this the 11 day of Nov, 1995.

  
 The Honorable Thomas R. Brett  
 United States District Judge

Defendant's SSN: 464-47-2611  
 Defendant's Date of Birth: 03/26/65  
 Defendant's residence and mailing address: 7 Hillcrest Drive, Stroud, OK 74079

United States District Court  
 Northern District of Oklahoma  
 I hereby certify that the foregoing is a true copy of the original on file in this Court.

Richard M. Lawrence, Clerk  
 By   
 Deputy

Defendant: RICHARD DALE STEVENS  
Case Number: 95-CR-052-001-B

**IMPRISONMENT**

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of 63 months.

The Court makes the following recommendations to the Bureau of Prisons: That the defendant receive drug treatment while incarcerated.

The defendant is remanded to the custody of the United States Marshal.

**RETURN**

I have executed this Judgment as follows:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Defendant delivered on \_\_\_\_\_ to \_\_\_\_\_  
at \_\_\_\_\_, with a certified copy of this Judgment.

\_\_\_\_\_  
United States Marshal

By \_\_\_\_\_  
Deputy Marshal

Defendant: RICHARD DALE STEVENS  
Case Number: 95-CR-052-001-B

### SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of 4 years.

While on supervised release, the defendant shall not commit another federal, state, or local crime; shall not illegally possess a controlled substance; shall comply with the standard conditions that have been adopted by this court (set forth below); and shall comply with the following additional conditions:

1. The defendant shall report in person to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.
2. If this judgment imposes a fine, special assessment, costs, or restitution obligation, it shall be a condition of supervised release that the defendant pay any such fine, assessments, costs, and restitution that remain unpaid at the commencement of the term of supervised release.
3. The defendant shall not own or possess a firearm or destructive device.
4. The defendant shall successfully participate in a program of testing and treatment (to include inpatient) for drug and alcohol abuse, as directed by the Probation Officer, until such time as released from the program by the Probation Officer.
5. The defendant shall submit to a search conducted by a United States Probation Officer of his person, residence, vehicle, office and/or business at a reasonable time and in a reasonable manner, based upon reasonable suspicion of contraband or evidence of a violation of a condition of release. Failure to submit to a search may be grounds for revocation. The defendant shall not reside at any location without having first advised other residents that the premises may be subject to searches pursuant to this condition. Additionally, the defendant shall obtain written verification from other residents that said residents acknowledge the existence of this condition and that their failure to cooperate could result in revocation. This acknowledgement shall be provided to the U. S. Probation Office immediately upon taking residency.

### STANDARD CONDITIONS OF SUPERVISION

While the defendant is on supervised release pursuant to this judgment, the defendant shall not commit another federal, state, or local crime. In addition:

- 1) The defendant shall not leave the judicial district without the permission of the court or probation officer.
- 2) The defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month.
- 3) The defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer.
- 4) The defendant shall support his or her dependents and meet other family responsibilities.
- 5) The defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons.
- 6) The defendant shall notify the probation officer within seventy-two hours of any change in residence or employment.
- 7) The defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician.
- 8) The defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered.
- 9) The defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer.
- 10) The defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer.
- 11) The defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer.
- 12) The defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court.
- 13) As directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 14) The defendant shall submit to urinalysis testing as directed by the U. S. Probation Office.

Defendant: RICHARD DALE STEVENS  
Case Number: 95-CR-052-001-B

**FINE**

The defendant shall pay a fine of \$ 2,500.00. This fine shall be paid in full immediately. Any amount not paid immediately shall be paid while in custody through the Bureau of Prisons' Inmate Financial Responsibility Program. Upon release from custody, any unpaid balance shall be paid during the term of supervised release.

If the fine is not paid, the court may sentence the defendant to any sentence which might have been originally imposed. See 18 U.S.C. § 3614.

Defendant: RICHARD DALE STEVENS  
Case Number: 95-CR-052-001-B

### STATEMENT OF REASONS

The court adopts the factual findings and guideline application in the presentence report except: The Court finds the defendant to be a minor participant pursuant to 3B1.2(b).

#### Guideline Range Determined by the Court:

|                            |                                   |
|----------------------------|-----------------------------------|
| Total Offense Level:       | 26                                |
| Criminal History Category: | I                                 |
| Imprisonment Range:        | 63 months to 78 months - Ct. 1    |
| Supervised Release Range:  | 4 to 5 years - Ct. 1              |
| Fine Range:                | \$ 12,500 to \$ 2,000,000 - Ct. 1 |
| Restitution:               | \$ N/A                            |

The fine is waived or is below the guideline range because of the defendant's inability to pay.

The sentence is within the guideline range, that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by application of the guidelines.

RB

UNITED STATES DISTRICT COURT  
Northern District of Oklahoma

NOV 7 1995

Richard M. Lawrence, Court Clerk  
U.S. DISTRICT COURT

UNITED STATES OF AMERICA

v.

Case Number 95-CR-029-001-B

ENTERED ON DOCKET

ALAN WAYNE BLOSSOM  
Defendant.

DATE 11/7/95

**JUDGMENT IN A CRIMINAL CASE**  
(For Offenses Committed On or After November 1, 1987)

The defendant, ALAN WAYNE BLOSSOM, was represented by Craig Bryant.

On motion of the United States the court has dismissed count(s) 2 of the Indictment.

The defendant pleaded guilty to count(s) 1 of the Indictment on August 4, 1995. Accordingly, the defendant is adjudged guilty of such count(s), involving the following offense(s):

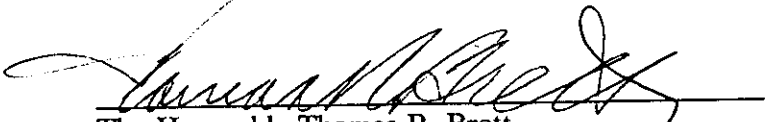
| <u>Title &amp; Section</u> | <u>Nature of Offense</u>              | <u>Date Offense<br/>Concluded</u> | <u>Count<br/>Number(s)</u> |
|----------------------------|---------------------------------------|-----------------------------------|----------------------------|
| 18 USC 2241(c)             | Aggravated Sexual Abuse With Children | 09/01/94                          | 1                          |

As pronounced on November 3, 1995, the defendant is sentenced as provided in pages 2 through 5 of this Judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

It is ordered that the defendant shall pay to the United States a special assessment of \$ 50, for count(s) 1 of the Indictment, which shall be due immediately.

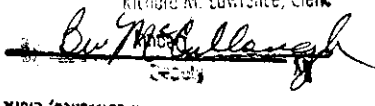
It is further ordered that the defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this Judgment are fully paid.

Signed this the 7<sup>th</sup> day of Nov., 1995.

  
The Honorable Thomas R. Brett  
Chief United States District Judge

United States District Court  
Northern District of Oklahoma )  
I hereby certify that the foregoing  
is a true copy of the original on file  
in this Court.

Richard M. Lawrence, Clerk

  
Richard M. Lawrence, Clerk  
United States District Court  
Northern District of Oklahoma )  
I hereby certify that the foregoing  
is a true copy of the original on file  
in this Court.

Defendant's SSN: 448-64-6541

Defendant's Date of Birth: 06/05/55

Defendant's mailing address: C/O Tulsa County Jail, 600 Civic Center, Tulsa, OK 74103

Defendant's residence address: 1623 S. Utica, Apt, 1-C, Tulsa, OK 74104

Defendant: ALAN WAYNE BLOSSOM  
Case Number: 95-CR-029-001-B

**IMPRISONMENT**

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of 63 months on Count 1 of the Indictment.

The Court makes the following recommendations to the Bureau of Prisons: The Court recommends the defendant be required to pay 50 per cent of his earnings through the Inmate Financial Responsibility Program toward his fine in this case.

The defendant is remanded to the custody of the United States Marshal.

**RETURN**

I have executed this Judgment as follows:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Defendant delivered on \_\_\_\_\_ to \_\_\_\_\_  
at \_\_\_\_\_, with a certified copy of this Judgment.

\_\_\_\_\_  
United States Marshal

By \_\_\_\_\_  
Deputy Marshal



Defendant: ALAN WAYNE BLOSSOM

Case Number: 95-CR-029-001-B

**SUPERVISED RELEASE**

Upon release from imprisonment, the defendant shall be on supervised release for a term of 5 years.

While on supervised release, the defendant shall not commit another federal, state, or local crime; shall not illegally possess a controlled substance; shall comply with the standard conditions that have been adopted by this court (set forth below); and shall comply with the following additional conditions:

1. The defendant shall report in person to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.
2. If this judgment imposes a fine, special assessment, costs, or restitution obligation, it shall be a condition of supervised release that the defendant pay any such fine, assessments, costs, and restitution that remain unpaid at the commencement of the term of supervised release.
3. The defendant shall not own or possess a firearm or destructive device.
4. The defendant shall successfully participate in a program of testing and treatment (to include inpatient) for drug and alcohol abuse, as directed by the Probation Officer, until such time as released from the program by the Probation Officer.
5. The defendant shall participate in a program of mental health treatment (to include inpatient), as directed by the Probation Officer, until such time as the defendant is released from the program by the Probation Officer.
6. The defendant shall submit to a search conducted by a United States Probation Officer of his person, residence, vehicle, office and/or business at a reasonable time and in a reasonable manner, based upon reasonable suspicion of contraband or evidence of a violation of a condition of release. Failure to submit to a search may be grounds for revocation. The defendant shall not reside at any location without having first advised other residents that the premises may be subject to searches pursuant to this condition. Additionally, the defendant shall obtain written verification from other residents that said residents acknowledge the existence of this condition and that their failure to cooperate could result in revocation. This acknowledgement shall be provided to the U. S. Probation Office immediately upon taking residency.
7. The defendant shall be prohibited from any unsupervised visits or contact with minor children.

**STANDARD CONDITIONS OF SUPERVISION**

While the defendant is on supervised release pursuant to this judgment, the defendant shall not commit another federal, state, or local crime. In addition:

- 1) The defendant shall not leave the judicial district without the permission of the court or probation officer.
- 2) The defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month.
- 3) The defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer.
- 4) The defendant shall support his or her dependents and meet other family responsibilities.
- 5) The defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons.
- 6) The defendant shall notify the probation officer within seventy-two hours of any change in residence or employment.
- 7) The defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician.
- 8) The defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered.
- 9) The defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer.
- 10) The defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer.
- 11) The defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer.
- 12) The defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court.
- 13) As directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 14) The defendant shall submit to urinalysis testing as directed by the U. S. Probation Office.

Defendant: ALAN WAYNE BLOSSOM  
Case Number: 95-CR-029-001-B

**FINE**

The Court has determined that the defendant does not have the ability to pay interest, and it is accordingly ordered that the interest is waived.

The defendant shall pay a fine of \$ 1,000 on Count 1 of the Indictment. This fine shall be paid in full immediately. Any amount not paid immediately shall be paid while in custody through the Bureau of Prisons' Inmate Financial Responsibility Program. Upon release from custody, any unpaid balance shall be paid during the term of supervised release.

If the fine is not paid, the court may sentence the defendant to any sentence which might have been originally imposed. See 18 U.S.C. § 3614.

Defendant: ALAN WAYNE BLOSSOM  
Case Number: 95-CR-029-001-B

**STATEMENT OF REASONS**

The court adopts the factual findings and guideline application in the presentence report.

**Guideline Range Determined by the Court:**

|                            |                         |
|----------------------------|-------------------------|
| Total Offense Level:       | 28                      |
| Criminal History Category: | I                       |
| Imprisonment Range:        | 78 months to 97 months  |
| Supervised Release Range:  | 3 to 5 years            |
| Fine Range:                | \$ 12,500 to \$ 125,000 |
| Restitution:               | \$ N/A                  |

The fine is waived or is below the guideline range because of the defendant's inability to pay.

The sentence departs from the guideline range for the following reasons: The Court finds a downward departure is warranted pursuant to the provisions regarding the Voluntary Disclosure of the Offense as set forth in U.S.S.G. § 5K2.16.

**FILED**

**UNITED STATES DISTRICT COURT**  
**Northern District of Oklahoma**

NOV 6 1995

Richard M. Lawrence, Court Clerk  
U.S. DISTRICT COURT

UNITED STATES OF AMERICA

Case Number 95-CR-100-E

v.

ENTERED ON DOCKET

KEVIN ALAN HORN  
Defendant.DATE 11/6/95

**JUDGMENT IN A CRIMINAL CASE**  
**(For Offenses Committed On or After November 1, 1987)**

The defendant, KEVIN ALAN HORN, was represented by Curtis J. Biram.

On motion of the United States the court has dismissed count(s) 2 of the Indictment.

The defendant pleaded guilty on <sup>August 4</sup> ~~July 17~~, 1995, to count(s) 1 of the Indictment. Accordingly, the defendant is adjudged guilty of such count(s), involving the following offense(s):


| <u>Title &amp; Section</u> | <u>Nature of Offense</u>             | <u>Date Offense Concluded</u> | <u>Count Number(s)</u> |
|----------------------------|--------------------------------------|-------------------------------|------------------------|
| 18:1344(1)<br>& 2          | Bank Fraud<br>Causing a Criminal Act | 07/11/92                      | 1                      |

As pronounced on October 26, 1995, the defendant is sentenced as provided in pages 2 through 5 of this Judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

It is ordered that the defendant shall pay to the United States a special assessment of \$ 50, for count(s) 1 of the Indictment, which shall be due immediately.

It is further ordered that the defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this Judgment are fully paid.

Signed this the 6<sup>th</sup> day of November, 1995.

  
The Honorable James O. Ellison  
United States District Judge

Defendant's SSN: 444-60-3523  
Defendant's Date of Birth: 05/04/64  
Defendant's residence and mailing address: Tulsa County Jail, Tulsa, OK 74103

United States District Court )  
Northern District of Oklahoma ) SS  
I hereby certify that the foregoing  
is a true copy of the original on file  
in this Court.

Richard M. Lawrence, Clerk

By   
Deputy

Defendant: KEVIN ALAN HORN  
Case Number: 94-CR-100-E

**IMPRISONMENT**

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of 8\* months, said sentence to run concurrently with the sentence imposed in Fayette County, Kentucky case 94-CR-413, Eastern District of Washington case CR-92-295-WFN, and with Count 2 of 95-CR-134-E.

\*The sentence is not a departure from the guidelines because the defendant has been credited for guideline purposes under U.S.S.G. § 5G1.3(b) with 10 months served in state custody.

The Court makes the following recommendations to the Bureau of Prisons: That the defendant be required to participate in the Inmate Financial Responsibility Program.

The defendant is remanded to the custody of the United States Marshal.

**RETURN**

I have executed this Judgment as follows:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
at \_\_\_\_\_ Defendant delivered on \_\_\_\_\_ to \_\_\_\_\_, with a certified copy of this Judgment.

\_\_\_\_\_  
United States Marshal

By \_\_\_\_\_  
Deputy Marshal

Defendant: KEVIN ALAN HORN  
Case Number: 94-CR-100-E

### SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of 5 years.

While on supervised release, the defendant shall not commit another federal, state, or local crime; shall not illegally possess a controlled substance; shall comply with the standard conditions that have been adopted by this court (set forth below); and shall comply with the following additional conditions:

1. The defendant shall report in person to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.
2. If this judgment imposes a fine, special assessment, costs, or restitution obligation, it shall be a condition of supervised release that the defendant pay any such fine, assessments, costs, and restitution that remain unpaid at the commencement of the term of supervised release.
3. The defendant shall not own or possess a firearm or destructive device.
4. The defendant shall submit to a search conducted by a United States Probation Officer of his person, residence, vehicle, office and/or business at a reasonable time and in a reasonable manner, based upon reasonable suspicion of contraband or evidence of a violation of a condition of release. Failure to submit to a search may be grounds for revocation. The defendant shall not reside at any location without having first advised other residents that the premises may be subject to searches pursuant to this condition. Additionally, the defendant shall obtain written verification from other residents that said residents acknowledge the existence of this condition and that their failure to cooperate could result in revocation. This acknowledgement shall be provided to the U. S. Probation Office immediately upon taking residency.
5. The defendant shall abide by the "Special Financial Conditions" enumerated in Miscellaneous Order Number M-128, filed with the Clerk of the Court on March 18, 1992.
6. The defendant shall abide by the Internal Revenue laws of the United States, and provide any requested documentation of such compliance.
7. The defendant is prohibited from engaging in any form of employment which would give him access to bank accounts, securities, or other negotiable assets of any individual, business, or other entity. All employment shall be approved in advance by the U. S. Probation Office.

### STANDARD CONDITIONS OF SUPERVISION

While the defendant is on supervised release pursuant to this judgment, the defendant shall not commit another federal, state, or local crime. In addition:

- 1) The defendant shall not leave the judicial district without the permission of the court or probation officer.
- 2) The defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month.
- 3) The defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer.
- 4) The defendant shall support his or her dependents and meet other family responsibilities.
- 5) The defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons.
- 6) The defendant shall notify the probation officer within seventy-two hours of any change in residence or employment.
- 7) The defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician.
- 8) The defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered.
- 9) The defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer.
- 10) The defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer.
- 11) The defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer.
- 12) The defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court.
- 13) As directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 14) The defendant shall submit to urinalysis testing as directed by the U. S. Probation Office.

Defendant: KEVIN ALAN HORN  
Case Number: 94-CR-100-E

**RESTITUTION AND FORFEITURE**

**RESTITUTION**

The defendant shall make restitution in the total amount of \$482.50 as to count 1.

The defendant shall make restitution to the following persons in the following amounts:

| <u>Name of Payee</u>   | <u>Amount of Restitution</u> |
|--|------------------------------|
| Dyess Federal Credit Union<br>P.O. Box 631<br>Abilene, Texas 79604<br>ATTN: Becky Wright | \$482.50                     |

Payments of restitution are to be made to the United States Attorney for transfer to the payee(s).

Restitution shall be paid in full immediately. Any amount not paid immediately shall be paid while in custody through the Bureau of Prisons' Inmate Financial Responsibility Program. Upon release from custody, any unpaid balance shall be paid as a condition of supervised release.

Any payment shall be divided proportionately among the payees named unless otherwise specified here.

Defendant: KEVIN ALAN HORN  
Case Number: 94-CR-100-E

### STATEMENT OF REASONS

The court adopts the factual findings and guideline application in the presentence report.

**Guideline Range Determined by the Court:**

|                            |                          |
|----------------------------|--------------------------|
| Total Offense Level:       | 11                       |
| Criminal History Category: | III                      |
| Imprisonment Range:        | 12 months to 18 months   |
| Supervised Release Range:  | 3 to 5 years             |
| Fine Range:                | \$ 2,000 to \$ 2,000,000 |
| Restitution:               | \$ 482.50                |

The fine is waived or is below the guideline range because of the defendant's inability to pay.

Full restitution is not ordered for the following reason(s): defendant's inability to pay.

The sentence is within the guideline range, that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by application of the guidelines.



**FILED**

**UNITED STATES DISTRICT COURT**  
**Northern District of Oklahoma**

NOV 6 1995

Richard M. Lawrence, Court Clerk  
U.S. DISTRICT COURT

UNITED STATES OF AMERICA

Case Number 94-CR-134-001-E

v.

ENTERED ON DOCKET

KEVIN ALAN HORN  
Defendant.DATE 11/7/95

**JUDGMENT IN A CRIMINAL CASE**  
**(For Offenses Committed On or After November 1, 1987)**

The defendant, KEVIN ALAN HORN, was represented by Curtis J. Biram.

On motion of the United States the court has dismissed count(s) 1 of the Indictment.

The defendant pleaded guilty on July 17, 1995, to count(s) 2 of the Indictment. Accordingly, the defendant is adjudged guilty of such count(s), involving the following offense(s):

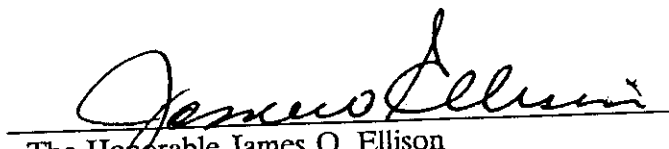
| <u>Title &amp; Section</u> | <u>Nature of Offense</u> | <u>Date Offense Concluded</u> | <u>Count Number(s)</u> |
|----------------------------|--------------------------|-------------------------------|------------------------|
| 18:1344(1)                 | Bank Fraud               | 07/26/93                      | 2                      |

As pronounced on October 26, 1995, the defendant is sentenced as provided in pages 2 through 5 of this Judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

It is ordered that the defendant shall pay to the United States a special assessment of \$ 50, for count(s) 2 of the Indictment, which shall be due immediately.

It is further ordered that the defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this Judgment are fully paid.

Signed this the 6<sup>th</sup> day of November, 1995.

  
The Honorable James O. Ellison  
United States District Judge

Defendant's SSN: 444-60-3523  
Defendant's Date of Birth: 05/04/64  
Defendant's residence and mailing address: Tulsa County Jail, Tulsa, OK 74103

United States District Court )  
Northern District of Oklahoma ) SS  
I hereby certify that the foregoing  
is a true copy of the original on file  
in this Court.

Richard M. Lawrence, Clerk  
By Ber McLaughlin  
Deputy

Defendant: KEVIN ALAN HORN  
Case Number: 94-CR-134-001-E

**IMPRISONMENT**

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of 8\* months, said sentence to run concurrently with the sentence imposed in Fayette County, Kentucky case 94-CR-413, Eastern District of Washington case CR-92-295-WFN, and with Count 1 of 95-CR-100-E.

\*The sentence is not a departure from the guidelines because the defendant has been credited for guideline purposes under U.S.S.G. § 5G1.3(b) with 10 months served in state custody.

The Court makes the following recommendations to the Bureau of Prisons: That the defendant be required to participate in the Inmate Financial Responsibility Program.

The defendant is remanded to the custody of the United States Marshal.

**RETURN**

I have executed this Judgment as follows:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Defendant delivered on \_\_\_\_\_ to \_\_\_\_\_  
at \_\_\_\_\_, with a certified copy of this Judgment.

\_\_\_\_\_  
United States Marshal

By \_\_\_\_\_  
Deputy Marshal

Defendant: KEVIN ALAN HORN  
Case Number: 94-CR-134-001-E

### SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of 5 years.

While on supervised release, the defendant shall not commit another federal, state, or local crime; shall not illegally possess a controlled substance; shall comply with the standard conditions that have been adopted by this court (set forth below); and shall comply with the following additional conditions:

1. The defendant shall report in person to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.
2. If this judgment imposes a fine, special assessment, costs, or restitution obligation, it shall be a condition of supervised release that the defendant pay any such fine, assessments, costs, and restitution that remain unpaid at the commencement of the term of supervised release.
3. The defendant shall not own or possess a firearm or destructive device.
4. The defendant shall submit to a search conducted by a United States Probation Officer of his person, residence, vehicle, office and/or business at a reasonable time and in a reasonable manner, based upon reasonable suspicion of contraband or evidence of a violation of a condition of release. Failure to submit to a search may be grounds for revocation. The defendant shall not reside at any location without having first advised other residents that the premises may be subject to searches pursuant to this condition. Additionally, the defendant shall obtain written verification from other residents that said residents acknowledge the existence of this condition and that their failure to cooperate could result in revocation. This acknowledgement shall be provided to the U. S. Probation Office immediately upon taking residency.
5. The defendant shall abide by the "Special Financial Conditions" enumerated in Miscellaneous Order Number M-128, filed with the Clerk of the Court on March 18, 1992.
6. The defendant shall abide by the Internal Revenue laws of the United States, and provide any requested documentation of such compliance.
7. The defendant is prohibited from engaging in any form of employment which would give him access to bank accounts, securities, or other negotiable assets of any individual, business, or other entity. All employment shall be approved in advance by the U. S. Probation Office.

### STANDARD CONDITIONS OF SUPERVISION

While the defendant is on supervised release pursuant to this judgment, the defendant shall not commit another federal, state, or local crime. In addition:

- 1) The defendant shall not leave the judicial district without the permission of the court or probation officer.
- 2) The defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month.
- 3) The defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer.
- 4) The defendant shall support his or her dependents and meet other family responsibilities.
- 5) The defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons.
- 6) The defendant shall notify the probation officer within seventy-two hours of any change in residence or employment.
- 7) The defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician.
- 8) The defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered.
- 9) The defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer.
- 10) The defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer.
- 11) The defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer.
- 12) The defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court.
- 13) As directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 14) The defendant shall submit to urinalysis testing as directed by the U. S. Probation Office.

Defendant: KEVIN ALAN HORN  
Case Number: 94-CR-134-001-E

**RESTITUTION AND FORFEITURE**

**RESTITUTION**

The defendant shall make restitution in the total amount of \$5,219.73 as to count 2.

The defendant shall make restitution to the following persons in the following amounts:

| <u>Name of Payee</u>   | <u>Amount of Restitution</u> |
|--|------------------------------|
| Norwest Bank<br>203 W. 3rd Street<br>Davenport, Iowa 52801               | \$2,551.51                   |
| Boatmen's 1st National Bank<br>P.O. Box 25189<br>Oklahoma City, OK 73125 | 2,193.22                     |
| CUNA Mutual Insurance Group<br>P.O. Box 1221<br>Madison, Wisconsin 53701 | 475.00                       |

Payments of restitution are to be made to the United States Attorney for transfer to the payee(s).

Restitution shall be paid in full immediately. Any amount not paid immediately shall be paid while in custody through the Bureau of Prisons' Inmate Financial Responsibility Program. Upon release from custody, any unpaid balance shall be paid as a condition of supervised release.

Any payment shall be divided proportionately among the payees named unless otherwise specified here.

Defendant: KEVIN ALAN HORN  
Case Number: 94-CR-134-001-E

**STATEMENT OF REASONS**

The court adopts the factual findings and guideline application in the presentence report.

**Guideline Range Determined by the Court:**

|                            |                          |
|----------------------------|--------------------------|
| Total Offense Level:       | 11                       |
| Criminal History Category: | III                      |
| Imprisonment Range:        | 12 months to 18 months   |
| Supervised Release Range:  | 3 to 5 years             |
| Fine Range:                | \$ 2,000 to \$ 2,000,000 |
| Restitution:               | \$ 11,407.46             |

The fine is waived or is below the guideline range because of the defendant's inability to pay.

Full restitution is not ordered for the following reason(s): defendant's inability to pay.

The sentence is within the guideline range, that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by application of the guidelines.

UNITED STATES DISTRICT COURT ENTERED ON DOCKET  
Northern District of Oklahoma DATE 11-6-95

UNITED STATES OF AMERICA

v.

Case Number 95-CR-098-001-K ✓

MERI ANN MCCOLPIN  
Defendant.

**FILED**

NOV 06 1995 ✓

**JUDGMENT IN A CRIMINAL CASE**  
(For Offenses Committed On or After November 1, 1987) Richard M. Lawrence, Clerk  
U. S. DISTRICT COURT

The defendant, MERI ANN MCCOLPIN, was represented by Allen Autrey.

The defendant pleaded guilty on August 3, 1995, to count(s) 1 & 2 of the Information. Accordingly, the defendant is adjudged guilty of such count(s), involving the following offense(s):

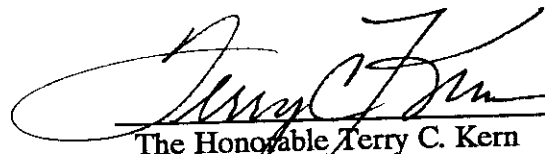
| <u>Title &amp; Section</u> | <u>Nature of Offense</u>  | <u>Date Offense Concluded</u> | <u>Count Number(s)</u> |
|----------------------------|---------------------------|-------------------------------|------------------------|
| 18:1344(1)                 | Bank Fraud                | 11/23/94                      | 1                      |
| 18: 1708                   | Possession of Stolen Mail | 11/23/94                      | 2                      |

As pronounced on October 26, 1995, the defendant is sentenced as provided in pages 2 through 5 of this Judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

It is ordered that the defendant shall pay to the United States a special assessment of \$ 100, for count(s) 1 & 2 of the Information, which shall be due immediately.

It is further ordered that the defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this Judgment are fully paid.

Signed this the 6 day of November, 1995.

  
The Honorable Terry C. Kern  
United States District Judge

Defendant's SSN: 444-80-4496

Defendant's Date of Birth: 10-21-68

Defendant's residence and mailing address: 2412 North Columbia Place, Tulsa, Oklahoma 74103

Defendant: MERI ANN MCCOLPIN  
Case Number: 95-CR-098-001-K

**IMPRISONMENT**

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of 22 months as to each count, said counts to run concurrently. The Court orders the sentence imposed in counts 1 and 2 to run concurrently with Tulsa County District Court cases CF-94-3678, 4681, and CF-95-614.

The Court makes the following recommendations to the Bureau of Prisons: The defendant receive chemical dependency treatment through Bureau of Prisons substance abuse program.

The defendant is remanded to the custody of the United States Marshal.

**RETURN**

I have executed this Judgment as follows:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Defendant delivered on \_\_\_\_\_ to \_\_\_\_\_  
at \_\_\_\_\_, with a certified copy of this Judgment.

\_\_\_\_\_  
United States Marshal

By \_\_\_\_\_  
Deputy Marshal

Defendant: MERI ANN MCCOLPIN  
Case Number: 95-CR-098-001-K

### SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of 3 years as to each of counts 1 and 2, said counts to run concurrently.

While on supervised release, the defendant shall not commit another federal, state, or local crime; shall not illegally possess a controlled substance; shall comply with the standard conditions that have been adopted by this court (set forth below); and shall comply with the following additional conditions:

1. The defendant shall report in person to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.
2. If this judgment imposes a fine, special assessment, costs, or restitution obligation, it shall be a condition of supervised release that the defendant pay any such fine, assessments, costs, and restitution that remain unpaid at the commencement of the term of supervised release.
3. The defendant shall not own or possess a firearm or destructive device.
4. The defendant shall successfully participate in a program of testing and treatment (to include inpatient) for drug and alcohol abuse, as directed by the Probation Officer, until such time as released from the program by the Probation Officer.
5. The defendant shall submit to a search conducted by a United States Probation Officer of his person, residence, vehicle, office and/or business at a reasonable time and in a reasonable manner, based upon reasonable suspicion of contraband or evidence of a violation of a condition of release. Failure to submit to a search may be grounds for revocation. The defendant shall not reside at any location without having first advised other residents that the premises may be subject to searches pursuant to this condition. Additionally, the defendant shall obtain written verification from other residents that said residents acknowledge the existence of this condition and that their failure to cooperate could result in revocation. This acknowledgement shall be provided to the U. S. Probation Office immediately upon taking residency.

### STANDARD CONDITIONS OF SUPERVISION

While the defendant is on supervised release pursuant to this judgment, the defendant shall not commit another federal, state, or local crime. In addition:

- 1) The defendant shall not leave the judicial district without the permission of the court or probation officer.
- 2) The defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month.
- 3) The defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer.
- 4) The defendant shall support his or her dependents and meet other family responsibilities.
- 5) The defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons.
- 6) The defendant shall notify the probation officer within seventy-two hours of any change in residence or employment.
- 7) The defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician.
- 8) The defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered.
- 9) The defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer.
- 10) The defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer.
- 11) The defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer.
- 12) The defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court.
- 13) As directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 14) The defendant shall submit to urinalysis testing as directed by the U. S. Probation Office.



Defendant: MERI ANN MCCOLPIN  
Case Number: 95-CR-098-001-K

**RESTITUTION AND FORFEITURE**

**RESTITUTION**

The defendant shall make restitution in the total amount of \$7,200.

The defendant shall make restitution to the following persons in the following amounts:

| <u>Name of Payee</u>   | <u>Amount of Restitution</u> |
|--|------------------------------|
| Bank IV<br>ATTN: Gene Watson<br>P.O. Box 2360<br>Tulsa, OK 74101                 | \$ 576                       |
| Liberty Bank<br>ATTN: Janet Seigel<br>Box 25845<br>Oklahoma City, OK 73125       | 1,944                        |
| Boatmen's Bank<br>ATTN: Debbie Benton<br>Box 25189<br>Oklahoma City, OK 73125    | 1,152                        |
| State Bank<br>ATTN: Charles Pilkington<br>502 South Main Mall<br>Tulsa, OK 74013 | 3,528                        |

Payments of restitution are to be made to the United States Attorney for transfer to the payee(s).

Restitution shall be paid in full immediately. Any amount not paid immediately shall be paid while in custody through the Bureau of Prisons' Inmate Financial Responsibility Program. Upon release from custody, any unpaid balance shall be paid as a condition of supervised release.

Any payment shall be divided proportionately among the payees named unless otherwise specified here.

Defendant: MERI ANN MCCOLPIN  
Case Number: 95-CR-098-001-K

**STATEMENT OF REASONS**

The court adopts the factual findings and guideline application in the presentence report.

**Guideline Range Determined by the Court:**

|                            |  |
|----------------------------|--|
| Total Offense Level:       | 11   |
| Criminal History Category: | IV   |
| Imprisonment Range:        | 18 months to 24 months- cts. 1 & 2           |
| Supervised Release Range:  | 3 to 5 years - ct. 1<br>2 to 3 years - ct. 2 |
| Fine Range:                | \$   |
| Restitution:               | \$ 14,781.39                                 |

The fine is waived or is below the guideline range because of the defendant's inability to pay.

Full restitution is not ordered for the following reason(s): defendant's inability to pay.

The sentence is within the guideline range, that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by application of the guidelines.

br

ENTERED ON DOCKET

DATE

11/3/95

UNITED STATES DISTRICT COURT  
Northern District of Oklahoma

UNITED STATES OF AMERICA

v.

Case Number 95-CR-066-001-H

NOV

1 1995

FILED  
Richard M. Lawrence, Court Clerk  
U.S. DISTRICT COURTROBERT M. VILLAGOMEZ  
Defendant.**JUDGMENT IN A CRIMINAL CASE**  
(For Offenses Committed On or After November 1, 1987)

The defendant, ROBERT M. VILLAGOMEZ, was represented by Everett R. Bennett, Jr..

The defendant pleaded guilty on July 17, 1995, to count(s) 1 of the Indictment. Accordingly, the defendant is adjudged guilty of such count(s), involving the following offense(s):

| <u>Title &amp; Section</u> | <u>Nature of Offense</u>     | <u>Date Offense<br/>Concluded</u> | <u>Count<br/>Number(s)</u> |
|----------------------------|------------------------------|-----------------------------------|----------------------------|
| 18:641                     | Theft of Government Property | 11/94                             | 1                          |

As pronounced on October 25, 1995, the defendant is sentenced as provided in pages 2 through 5 of this Judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

It is ordered that the defendant shall pay to the United States a special assessment of \$ 50, for count(s) 1 of the Indictment, which shall be due immediately.

It is further ordered that the defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this Judgment are fully paid.

Signed this the 31<sup>st</sup> day of December, 1995.
  
 The Honorable Sven Erik Holmes  
 United States District Judge
United States District Court )  
Northern District of Oklahoma ) SSI hereby certify that the foregoing  
is a true copy of the original on file  
in this Court.

Richard M. Lawrence, Clerk

By

Deputy

Defendant's SSN: 448-48-3642

Defendant's Date of Birth: 12/26/46

Defendant's residence and mailing address: 5948 E. 54th Place, Tulsa, OK 74112

Defendant: ROBERT M. VILLAGOMEZ  
Case Number: 95-CR-066-001-H

**IMPRISONMENT**

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of 5 months.

The Court makes the following recommendations to the Bureau of Prisons: Classification provisions permitting, the Court recommends that the Bureau of Prisons designate the Freedom House Community Corrections Center as the place of service for this 5 month term.

The defendant shall surrender to the United States marshal for this district at 9:00 a.m. on November 24, 1995.

**RETURN**

I have executed this Judgment as follows:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Defendant delivered on \_\_\_\_\_ to \_\_\_\_\_  
at \_\_\_\_\_, with a certified copy of this Judgment.

\_\_\_\_\_  
United States Marshal

By \_\_\_\_\_  
Deputy Marshal

Defendant: ROBERT M. VILLAGOMEZ  
Case Number: 95-CR-066-001-H

### SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of 3 years.

While on supervised release, the defendant shall not commit another federal, state, or local crime; shall not illegally possess a controlled substance; shall comply with the standard conditions that have been adopted by this court (set forth below); and shall comply with the following additional conditions:

1. The defendant shall report in person to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.
2. If this judgment imposes a fine, special assessment, costs, or restitution obligation, it shall be a condition of supervised release that the defendant pay any such fine, assessments, costs, and restitution that remain unpaid at the commencement of the term of supervised release.
3. The defendant shall not own or possess a firearm or destructive device.
4. The defendant shall be placed on home detention to include electronic monitoring at the discretion of the U. S. Probation Office for a period of 5 months, to commence within 72 hours of release from confinement. During this time, the defendant shall remain at place of residence except for employment and other activities approved in advance by the probation office. The defendant shall maintain a telephone at place of residence without any special services, modems, answering machines, or cordless telephones for the above period. The defendant shall wear an electronic device and shall observe the rules specified by the Probation Office.
5. The Court suspends the requirements for mandatory urine screening as dictated by 18 U.S.C. § 3608, but specifically retains the probation officer's authority to administer such tests for cause as permitted by the standard conditions of supervision.

### STANDARD CONDITIONS OF SUPERVISION

While the defendant is on supervised release pursuant to this judgment, the defendant shall not commit another federal, state, or local crime. In addition:

- 1) The defendant shall not leave the judicial district without the permission of the court or probation officer.
- 2) The defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month.
- 3) The defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer.
- 4) The defendant shall support his or her dependents and meet other family responsibilities.
- 5) The defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons.
- 6) The defendant shall notify the probation officer within seventy-two hours of any change in residence or employment.
- 7) The defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician.
- 8) The defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered.
- 9) The defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer.
- 10) The defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer.
- 11) The defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer.
- 12) The defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court.
- 13) As directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 14) The defendant shall submit to urinalysis testing as directed by the U. S. Probation Office.

Defendant: ROBERT M. VILLAGOMEZ  
Case Number: 95-CR-066-001-H

**RESTITUTION AND FORFEITURE**

**RESTITUTION**

The defendant shall make restitution in the total amount of \$10,000.

The defendant shall make restitution to the following persons in the following amounts:

| <b><u>Name of Payee</u></b>   | <b><u>Amount of Restitution</u></b> |
|---|-------------------------------------|
| U. S. Railroad Retirement Board<br>P. O. Box 73435<br>Chicago, ILL 60673-7463<br>ATTN: Acct. No. WA-702-09-2911 | \$10,000                            |

Payments of restitution are to be made to the United States Attorney for transfer to the payee(s).

Restitution shall be paid in full immediately. Any amount not paid immediately shall be paid while in custody through the Bureau of Prisons' Inmate Financial Responsibility Program. Upon release from custody, any unpaid balance shall be paid as a condition of supervised release

Any payment shall be divided proportionately among the payees named unless otherwise specified here.

Defendant: ROBERT M. VILLAGOMEZ  
Case Number: 95-CR-066-001-H

**STATEMENT OF REASONS**

The court adopts the factual findings and guideline application in the presentence report.

**Guideline Range Determined by the Court:**

|                            |                        |
|----------------------------|------------------------|
| Total Offense Level:       | 12                     |
| Criminal History Category: | I                      |
| Imprisonment Range:        | 10 months to 16 months |
| Supervised Release Range:  | 2 to 3 years           |
| Fine Range:                | \$ 3,000 to \$ 30,000  |
| Restitution:               | \$ 62,021.63           |

The fine is waived or is below the guideline range because of the defendant's inability to pay.

Full restitution is not ordered for the following reason(s): defendant's inability to pay.

The sentence is within the guideline range, that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by application of the guidelines.



**FILED**

**UNITED STATES DISTRICT COURT**  
**Northern District of Oklahoma**

NOV 1 1995

Richard M. Lawrence, Court Clerk  
U.S. DISTRICT COURT

UNITED STATES OF AMERICA

v.

Case Number 95-CR-080-001-B

ENTERED ON DOCKET

DATE 11/2/95

ARLANDOE CARL JONES  
 Defendant.

**JUDGMENT IN A CRIMINAL CASE**  
**(For Offenses Committed On or After November 1, 1987)**

The defendant, ARLANDOE CARL JONES, was represented by Jeffrey Fischer.

On motion of the United States the court has dismissed count(s) two of the Indictment.

The defendant pleaded guilty on July 27, 1995, to count(s) 1 of the Indictment. Accordingly, the defendant is adjudged guilty of such count(s), involving the following offense(s):

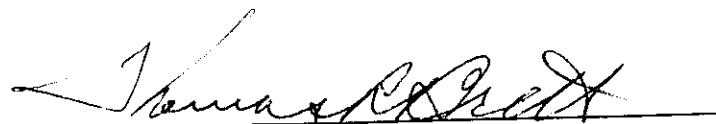
| <u>Title &amp; Section</u> | <u>Nature of Offense</u>                         | <u>Date Offense Concluded</u> | <u>Count Number(s)</u> |
|----------------------------|--|-------------------------------|------------------------|
| 21:846, 841(a)(1)          | Conspiracy to Possess Cocaine With to Distribute | 05/21/95                      | 1                      |

As pronounced on October 27, 1995, the defendant is sentenced as provided in pages 2 through 5 of this Judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

It is ordered that the defendant shall pay to the United States a special assessment of \$ 50, for count(s) 1 of the Indictment, which shall be due immediately.

It is further ordered that the defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this Judgment are fully paid.

Signed this the 31<sup>st</sup> day of Oct, 1995.

  
 The Honorable Thomas R. Brett  
 Chief United States District Judge

Defendant's SSN: 443-70-0971  
 Defendant's Date of Birth: 10/31/71  
 Defendant's mailing address: 2020 E. Young Place, Tulsa, OK 74110  
 Defendant's residence address: Tulsa County Jail, Tulsa, OK

United States District Court )  
 Northern District of Oklahoma ) SS  
 I hereby certify that the foregoing  
 is a true copy of the original on file  
 in this Court.

Richard M. Lawrence, Clerk  
 By Ben McCullough  
 Deputy



Defendant: ARLANDOE CARL JONES  
Case Number: 95-CR-080-001-B

**IMPRISONMENT**

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of 60 months.

The Court makes the following recommendations to the Bureau of Prisons: Classification provisions permitting, the Court recommends that the Bureau of Prisons designate the El Reno facility as the place of service. The Court further recommends that upon becoming eligible, the defendant be placed in the Bureau of Prisons Intensive Confinement Center (boot camp) located in Williamsburg, Penn.

The defendant is remanded to the custody of the United States Marshal.

**RETURN**

I have executed this Judgment as follows:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Defendant delivered on \_\_\_\_\_ to \_\_\_\_\_  
at \_\_\_\_\_, with a certified copy of this Judgment.

\_\_\_\_\_  
United States Marshal

By \_\_\_\_\_  
Deputy Marshal

Defendant: ARLANDOE CARL JONES  
Case Number: 95-CR-080-001-B

### SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of 4 years.

While on supervised release, the defendant shall not commit another federal, state, or local crime; shall not illegally possess a controlled substance; shall comply with the standard conditions that have been adopted by this court (set forth below); and shall comply with the following additional conditions:

1. The defendant shall report in person to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.
2. If this judgment imposes a fine, special assessment, costs, or restitution obligation, it shall be a condition of supervised release that the defendant pay any such fine, assessments, costs, and restitution that remain unpaid at the commencement of the term of supervised release.
3. The defendant shall not own or possess a firearm or destructive device.
4. The defendant shall successfully participate in a program of testing and treatment (to include inpatient) for drug and alcohol abuse, as directed by the Probation Officer, until such time as released from the program by the Probation Officer.
5. The defendant shall submit to a search conducted by a United States Probation Officer of his person, residence, vehicle, office and/or business at a reasonable time and in a reasonable manner, based upon reasonable suspicion of contraband or evidence of a violation of a condition of release. Failure to submit to a search may be grounds for revocation. The defendant shall not reside at any location without having first advised other residents that the premises may be subject to searches pursuant to this condition. Additionally, the defendant shall obtain written verification from other residents that said residents acknowledge the existence of this condition and that their failure to cooperate could result in revocation. This acknowledgement shall be provided to the U. S. Probation Office immediately upon taking residency.

### STANDARD CONDITIONS OF SUPERVISION

While the defendant is on supervised release pursuant to this judgment, the defendant shall not commit another federal, state, or local crime. In addition:

- 1) The defendant shall not leave the judicial district without the permission of the court or probation officer.
- 2) The defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month.
- 3) The defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer.
- 4) The defendant shall support his or her dependents and meet other family responsibilities.
- 5) The defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons.
- 6) The defendant shall notify the probation officer within seventy-two hours of any change in residence or employment.
- 7) The defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician.
- 8) The defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered.
- 9) The defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer.
- 10) The defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer.
- 11) The defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer.
- 12) The defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court.
- 13) As directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 14) The defendant shall submit to urinalysis testing as directed by the U. S. Probation Office.

Defendant: ARLANDOE CARL JONES  
Case Number: 95-CR-080-001-B

**RESTITUTION AND FORFEITURE**

**FORFEITURE**

The defendant is ordered to forfeit the following property to the United States:

\$1,250 in U. S. Currency.

Defendant: ARLANDOE CARL JONES  
Case Number: 95-CR-080-001-B

**STATEMENT OF REASONS**

The court adopts the factual findings and guideline application in the presentence report.

**Guideline Range Determined by the Court:**

|                            |                           |
|----------------------------|---------------------------|
| Total Offense Level:       | 23                        |
| Criminal History Category: | III                       |
| Imprisonment Range:        | 60 months to 71 months    |
| Supervised Release Range:  | 4 to 5 years              |
| Fine Range:                | \$ 10,000 to \$ 2,000,000 |
| Restitution:               | \$ N/A                    |

The fine is waived or is below the guideline range because of the defendant's inability to pay.

The sentence is within the guideline range, that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by application of the guidelines.

15

**FILED**

**UNITED STATES DISTRICT COURT**  
**Northern District of Oklahoma**

NOV 1 1995

Richard M. Lawrence, Court Clerk  
 U.S. DISTRICT COURT

UNITED STATES OF AMERICA

v.

Case Number 95-CR-084-005-B

ENTERED ON DOCKET

DON TERMAIN  
 Defendant.

DATE 11/1/95

**JUDGMENT IN A CRIMINAL CASE**  
**(For Offenses Committed On or After November 1, 1987)**

The defendant, DON TERMAIN, was represented by Richard Amatucci.

On motion of the United States the court has dismissed count(s) 1 of the Indictment.

The defendant pleaded guilty on July 21, 1995, to count(s) 2 of the Indictment. Accordingly, the defendant is adjudged guilty of such count(s), involving the following offense(s):


| <u>Title &amp; Section</u> | <u>Nature of Offense</u>     | <u>Date Offense Concluded</u> | <u>Count Number(s)</u> |
|----------------------------|------------------------------|-------------------------------|------------------------|
| 18:513(a)                  | Uttering a Forged Instrument | 01/03/95                      | 2                      |

As pronounced on October 27, 1995, the defendant is sentenced as provided in pages 2 through 5 of this Judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

It is ordered that the defendant shall pay to the United States a special assessment of \$ 50, for count(s) 2 of the Indictment, which shall be due immediately.

It is further ordered that the defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this Judgment are fully paid.

Signed this the 1<sup>st</sup> day of Nov., 1995.

  
 The Honorable Thomas R. Brett  
 Chief United States District Judge

Defendant's SSN: 513-54-9494

Defendant's Date of Birth: 12/7/49

Defendant's residence and mailing address: 115 E. 5th Street, Caney, Kansas 67333

United States District Court )  
 Northern District of Oklahoma ) SS  
 I hereby certify that the foregoing  
 is a true copy of the original on file  
 in this Court.

Richard M. Lawrence, Clerk  
 By   
 Deputy

Defendant: DON TERMAIN  
Case Number: 95-CR-084-005-B

### PROBATION

The defendant is hereby placed on probation for a term of 3 year(s).

While on probation, the defendant shall not commit another federal, state, or local crime; shall not illegally possess a controlled substance; shall comply with the standard conditions that have been adopted by this court (set forth below); and shall comply with the following additional conditions:

1. If this judgment imposes a fine, special assessment, costs or restitution obligation, it shall be a condition of probation that the defendant pay any such fine, assessment, costs and restitution.
2. The defendant shall not own or possess a firearm or destructive device.
3. The defendant shall submit to a search conducted by a United States Probation Officer of his person, residence, vehicle, office and/or business at a reasonable time and in a reasonable manner, based upon reasonable suspicion of contraband or evidence of a violation of a condition of release. Failure to submit to a search may be grounds for revocation. The defendant shall not reside at any location without having first advised other residents that the premises may be subject to searches pursuant to this condition. Additionally, the defendant shall obtain written verification from other residents that said residents acknowledge the existence of this condition and that their failure to cooperate could result in revocation. This acknowledgement shall be provided to the U. S. Probation Office immediately upon taking residency.
4. The defendant shall successfully participate in a program of testing and treatment (to include inpatient) for drug and alcohol abuse, as directed by the Probation Officer, until such time as released from the program by the Probation Officer.
5. The defendant will serve 30 days in community confinement.

### STANDARD CONDITIONS OF PROBATION

While the defendant is on probation pursuant to this judgment, the defendant shall not commit another federal, state or local crime. In addition:

- 1) The defendant shall not leave the judicial district without the permission of the court or probation officer.
- 2) The defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month.
- 3) The defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer.
- 4) The defendant shall support his or her dependents and meet other family responsibilities.
- 5) The defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons.
- 6) The defendant shall notify the probation officer within seventy-two hours of any change in residence or employment.
- 7) The defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician.
- 8) The defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered.
- 9) The defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer.
- 10) The defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer.
- 11) The defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer.
- 12) The defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court.
- 13) As directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 14) The defendant shall submit to urinalysis testing as directed by the U. S. Probation Office.

Defendant: DON TERMAIN  
Case Number: 95-CR-084-005-B

**FINE**

The Court has determined that the defendant does not have the ability to pay interest, and it is accordingly ordered that the interest requirement is waived.

The defendant shall pay a fine of \$ 1,000. This fine shall be paid in full immediately. Any amount not paid immediately shall be paid during the period of probation.

If the fine is not paid, the court may sentence the defendant to any sentence which might have been originally imposed. See 18 U.S.C. § 3614.

Defendant: DON TERMAIN  
Case Number: 95-CR-084-005-B

**RESTITUTION AND FORFEITURE**

**RESTITUTION**

The defendant shall make restitution in the total amount of \$919.20.

The defendant shall make restitution to the following persons in the following amounts:

| <u>Name of Payee</u>  | <u>Amount of Restitution</u> |
|---|------------------------------|
| A.N.Y. Grocers, Inc., DBA Tony's Quick Stop<br>4591 N. Mingo<br>Tulsa, OK | \$650.00                     |
| Price Rite #2<br>2001 S. Muskogee<br>Tahlequah, OK 74464                  | 269.20                       |

Payments of restitution are to be made to the United States Attorney for transfer to the payee(s).

Restitution shall be paid in full immediately. Any amount not paid immediately shall be paid during the period of probation.

Any payment shall be divided proportionately among the payees named unless otherwise specified here.



Defendant: DON TERMAIN  
Case Number: 95-CR-084-005-B

### STATEMENT OF REASONS

The court adopts the factual findings and guideline application in the presentence report.

**Guideline Range Determined by the Court:**

|                            |                      |
|----------------------------|----------------------|
| Total Offense Level:       | 6                    |
| Criminal History Category: | II                   |
| Imprisonment Range:        | 1 months to 7 months |
| Supervised Release Range:  | 2 to 3 years         |
| Fine Range:                | \$ 250 to \$ 5,000   |
| Restitution:               | \$ 919.20            |

The sentence is within the guideline range, that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by application of the guidelines.

**FILED**

**UNITED STATES DISTRICT COURT**  
Northern District of Oklahoma

**NOV 1 1995**

**UNITED STATES OF AMERICA**

Richard M. Lawrence, Court Clerk  
U.S. DISTRICT COURT

v.

Case Number 95-CR-048-004-B

ENTERED ON DOCKET

**HERBERT SHANNON GORDON**  
Defendant.

DATE 11/1/95

**JUDGMENT IN A CRIMINAL CASE**  
(For Offenses Committed On or After November 1, 1987)

The defendant, HERBERT SHANNON GORDON, was represented by Rex Duncan.

On motion of the United States the court has dismissed count(s) 1 of the Indictment.

The defendant pleaded guilty on July 2, 1995, to count(s) 3 of the Indictment. Accordingly, the defendant is adjudged guilty of such count(s), involving the following offense(s):

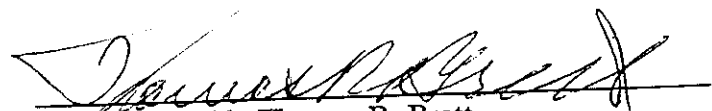
| Title & Section | Nature of Offense                   | Date Offense<br>Concluded | Count<br>Number(s) |
|-----------------|-------------------------------------|---------------------------|--------------------|
| 42:408(a)(7)(B) | False Use of Social Security Number | 01/21/95                  | 3                  |

As pronounced on October 27, 1995, the defendant is sentenced as provided in pages 2 through 4 of this Judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

It is ordered that the defendant shall pay to the United States a special assessment of \$ 50, for count(s) 3 of the Indictment, which shall be due immediately.

It is further ordered that the defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this Judgment are fully paid.

Signed this the 1st day of Nov, 1995.

  
The Honorable Thomas R. Brett  
Chief United States District Judge

Defendant's SSN: 448-72-3177  
Defendant's Date of Birth: 11/22/75  
Defendant's residence and mailing address: 492 W. 36th Pl., Tulsa, OK 74107

United States District Court )  
Northern District of Oklahoma ) SS  
I hereby certify that the foregoing  
is a true copy of the original on file  
in this Court.

Richard M. Lawrence, Clerk  
By   
Deputy

Defendant: HERBERT SHANNON GORDON  
Case Number: 95-CR-048-004-B

### PROBATION

The defendant is hereby placed on probation for a term of 3 year(s).

While on probation, the defendant shall not commit another federal, state, or local crime; shall not illegally possess a controlled substance; shall comply with the standard conditions that have been adopted by this court (set forth below); and shall comply with the following additional conditions:

1. If this judgment imposes a fine, special assessment, costs or restitution obligation, it shall be a condition of probation that the defendant pay any such fine, assessment, costs and restitution.
2. The defendant shall not own or possess a firearm or destructive device.
3. The defendant shall successfully participate in a program of testing and treatment (to include inpatient) for drug and alcohol abuse, as directed by the Probation Officer, until such time as released from the program by the Probation Officer.
4. The defendant shall abide by the "Special Financial Conditions" enumerated in Miscellaneous Order Number M-128, filed with the Clerk of the Court on March 18, 1992.

### STANDARD CONDITIONS OF PROBATION

While the defendant is on probation pursuant to this judgment, the defendant shall not commit another federal, state or local crime. In addition:

- 1) The defendant shall not leave the judicial district without the permission of the court or probation officer.
- 2) The defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month.
- 3) The defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer.
- 4) The defendant shall support his or her dependents and meet other family responsibilities.
- 5) The defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons.
- 6) The defendant shall notify the probation officer within seventy-two hours of any change in residence or employment.
- 7) The defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician.
- 8) The defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered.
- 9) The defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer.
- 10) The defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer.
- 11) The defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer.
- 12) The defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court.
- 13) As directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 14) The defendant shall submit to urinalysis testing as directed by the U. S. Probation Office.

Defendant: HERBERT SHANNON GORDON  
Case Number: 95-CR-048-004-B

FINE

The Court has determined that the defendant does not have the ability to pay interest, and it is accordingly ordered that the interest requirement is waived.

The defendant shall pay a fine of \$ 1,000. This fine shall be paid in full immediately. Any amount not paid immediately shall be paid during the period of probation.

If the fine is not paid, the court may sentence the defendant to any sentence which might have been originally imposed. See 18 U.S.C. § 3614.

Defendant: HERBERT SHANNON GORDON  
Case Number: 95-CR-048-004-B

**STATEMENT OF REASONS**

The court adopts the factual findings and guideline application in the presentence report.

**Guideline Range Determined by the Court:**

|                            |                              |
|----------------------------|------------------------------|
| Total Offense Level:       | 4                            |
| Criminal History Category: | I                            |
| Imprisonment Range:        | 0 months to 6 months - ct. 3 |
| Supervised Release Range:  | 2 to 3 years - ct. 3         |
| Fine Range:                | \$ 250 to \$ 5,000           |
| Restitution:               | \$ N/A                       |

The fine is waived or is below the guideline range because of the defendant's inability to pay.

The sentence is within the guideline range, that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by application of the guidelines.

**FILED**

**UNITED STATES DISTRICT COURT**  
**Northern District of Oklahoma**

NOV 1 1995

Richard M. Lawrence, Court Clerk  
U.S. DISTRICT COURT

UNITED STATES OF AMERICA

v.

Case Number 95-CR-084-003-B

ENTERED ON DOCKET

DATE 11/1/95

MIKE GRITTS  
 Defendant.

**JUDGMENT IN A CRIMINAL CASE**  
**(For Offenses Committed On or After November 1, 1987)**

The defendant, MIKE GRITTS, was represented by Richard D. White, Jr..

On motion of the United States the court has dismissed count(s) 4 through 13 of the Indictment.

The defendant pleaded guilty on July 27, 1995, to count(s) 1 of the Indictment. Accordingly, the defendant is adjudged guilty of such count(s), involving the following offense(s):

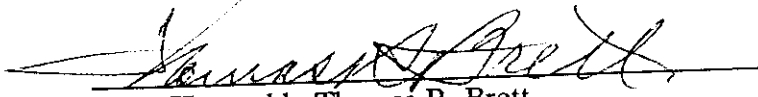
| <u>Title &amp; Section</u> | <u>Nature of Offense</u> | <u>Date Offense<br/>Concluded</u> | <u>Count<br/>Number(s)</u> |
|----------------------------|--------------------------|-----------------------------------|----------------------------|
| 18:371                     | Conspiracy               | 01/30/95                          | 1                          |

As pronounced on October 27, 1995, the defendant is sentenced as provided in pages 2 through 5 of this Judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

It is ordered that the defendant shall pay to the United States a special assessment of \$ 50, for count(s) 1 of the Indictment, which shall be due immediately.

It is further ordered that the defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this Judgment are fully paid.

Signed this the 1<sup>st</sup> day of Nov., 1995.

  
 The Honorable Thomas R. Brett  
 Chief United States District Judge

Defendant's SSN: 447-76-3520

Defendant's Date of Birth: 06/20/72

Defendant's residence and mailing address: 7208 East Haskell St., Tulsa, OK 74115

United States District Court )  
 Northern District of Oklahoma ) SS  
 I hereby certify that the foregoing  
 is a true copy of the original on file  
 in this Court.

Richard M. Lawrence, Clerk

By   
Deputy

Defendant: MIKE GRITTS  
Case Number: 95-CR-084-003-B

### PROBATION

The defendant is hereby placed on probation for a term of 4 year(s).

While on probation, the defendant shall not commit another federal, state, or local crime; shall not illegally possess a controlled substance; shall comply with the standard conditions that have been adopted by this court (set forth below); and shall comply with the following additional conditions:

1. If this judgment imposes a fine, special assessment, costs or restitution obligation, it shall be a condition of probation that the defendant pay any such fine, assessment, costs and restitution.
2. The defendant shall not own or possess a firearm or destructive device.
3. The defendant shall abide by the "Special Financial Conditions" enumerated in Miscellaneous Order Number M-128, filed with the Clerk of the Court on March 18, 1992.

### STANDARD CONDITIONS OF PROBATION

While the defendant is on probation pursuant to this judgment, the defendant shall not commit another federal, state or local crime. In addition:

- 1) The defendant shall not leave the judicial district without the permission of the court or probation officer.
- 2) The defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month.
- 3) The defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer.
- 4) The defendant shall support his or her dependents and meet other family responsibilities.
- 5) The defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons.
- 6) The defendant shall notify the probation officer within seventy-two hours of any change in residence or employment.
- 7) The defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician.
- 8) The defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered.
- 9) The defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer.
- 10) The defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer.
- 11) The defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer.
- 12) The defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court.
- 13) As directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 14) The defendant shall submit to urinalysis testing as directed by the U. S. Probation Office.

Defendant: MIKE GRITTS  
Case Number: 95-CR-084-003-B

**FINE**

The Court has determined that the defendant does not have the ability to pay interest, and it is accordingly ordered that the interest requirement is waived.

The defendant shall pay a fine of \$ 1,000. This fine shall be paid in full immediately. Any amount not paid immediately shall be paid during the period of probation.

If the fine is not paid, the court may sentence the defendant to any sentence which might have been originally imposed. See 18 U.S.C. § 3614.



Defendant: MIKE GRITTS  
Case Number: 95-CR-084-003-B

**RESTITUTION AND FORFEITURE**

**RESTITUTION**

The defendant shall make restitution in the total amount of \$2,059.69.

The defendant shall make restitution to the following persons in the following amounts:

| <u>Name of Payee</u>   | <u>Amount of Restitution</u> |
|--|------------------------------|
| A.N.Y. Grocers, Inc.<br>DBA Tony's Quick Store<br>4591 North Mingo Road<br>Tulsa, OK | \$650.00                     |
| Price Rite<br>11815 East 86th Street North<br>Owasso, OK                             | 472.17                       |
| Reasor's Price Rite<br>132 West Taft<br>Sapulpa, OK                                  | 472.17                       |
| Super H Food<br>11520 North Garnett Road<br>Owasso, OK                               | 465.35                       |

Payments of restitution are to be made to the United States Attorney for transfer to the payee(s).

Restitution shall be paid in full immediately. Any amount not paid immediately shall be paid during the period of probation.

Any payment shall be divided proportionately among the payees named unless otherwise specified here.

Defendant: MIKE GRITTS  
Case Number: 95-CR-084-003-B

**STATEMENT OF REASONS**

The court adopts the factual findings and guideline application in the presentence report

**Guideline Range Determined by the Court:**

|                            |                      |
|----------------------------|----------------------|
| Total Offense Level:       | 7                    |
| Criminal History Category: | I                    |
| Imprisonment Range:        | 0 months to 6 months |
| Supervised Release Range:  | 2 to 3 years         |
| Fine Range:                | \$ 500 to \$ 5,000   |
| Restitution:               | \$ 2,059.69          |

The sentence is within the guideline range, that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by application of the guidelines.

**FILED**

**UNITED STATES DISTRICT COURT**  
Northern District of Oklahoma

**NOV 1 1995**

Richard M. Lawrence, Court Clerk  
U.S. DISTRICT COURT

**UNITED STATES OF AMERICA**

Case Number 95-CR-084-002-B

v.

ENTERED ON DOCKET

**ALAN WISBY**  
**AKA KEVIN MOSS, ADAM PIERCE**  
Defendant.

DATE 11/1/95

**JUDGMENT IN A CRIMINAL CASE**  
(For Offenses Committed On or After November 1, 1987)

The defendant, ALAN WISBY AKA KEVIN MOSS, was represented by Michael A. Abel.

On motion of the United States the court has dismissed count(s) 4 through 13 of the Indictment.

The defendant pleaded guilty on July 21, 1995, to count(s) 1 of the Indictment. Accordingly, the defendant is adjudged guilty of such count(s), involving the following offense(s):

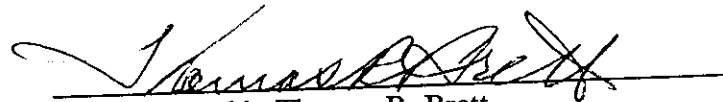
| <u>Title &amp; Section</u> | <u>Nature of Offense</u>              | <u>Date Offense Concluded</u> | <u>Count Number(s)</u> |
|----------------------------|---------------------------------------|-------------------------------|------------------------|
| 18:371                     | Conspiracy to Utter Forged Securities | 01/30/96                      | 1                      |

As pronounced on October 27, 1995, the defendant is sentenced as provided in pages 2 through 5 of this Judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

It is ordered that the defendant shall pay to the United States a special assessment of \$ 50, for count(s) 1 of the Indictment, which shall be due immediately.

It is further ordered that the defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this Judgment are fully paid.

Signed this the 1<sup>st</sup> day of Nov, 1995.

  
The Honorable Thomas R. Brett  
Chief United States District Judge

Defendant's SSN: 566-37-7109  
Defendant's Date of Birth: 10-10-63  
Defendant's mailing address: 2818 S. 137th E. Avenue, Tulsa, Oklahoma 74134  
Defendant's residence address: Tulsa County Jail

United States District Court )  
Northern District of Oklahoma ) SS  
I hereby certify that the foregoing  
is a true copy of the original on file  
in this Court.

Richard M. Lawrence, Clerk  
By   
Deputy

Defendant: ALAN WISBY AKA KEVIN MOSS  
Case Number: 95-CR-084-002-B

**IMPRISONMENT**

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of 12 months to run concurrently with Tulsa County District Court case numbers CF 95-789, CF 95-927 and CR 95-1549.

The defendant is remanded to the custody of the United States Marshal.

**RETURN**

I have executed this Judgment as follows:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Defendant delivered on \_\_\_\_\_ to \_\_\_\_\_  
at \_\_\_\_\_, with a certified copy of this Judgment.

\_\_\_\_\_  
United States Marshal

By \_\_\_\_\_  
Deputy Marshal

Defendant: ALAN WISBY AKA KEVIN MOSS  
Case Number: 95-CR-084-002-B

### SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of 3 years.

While on supervised release, the defendant shall not commit another federal, state, or local crime; shall not illegally possess a controlled substance; shall comply with the standard conditions that have been adopted by this court (set forth below); and shall comply with the following additional conditions:

1. The defendant shall report in person to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.
2. If this judgment imposes a fine, special assessment, costs, or restitution obligation, it shall be a condition of supervised release that the defendant pay any such fine, assessments, costs, and restitution that remain unpaid at the commencement of the term of supervised release.
3. The defendant shall not own or possess a firearm or destructive device.
4. The defendant shall successfully participate in a program of testing and treatment (to include inpatient) for drug and alcohol abuse, as directed by the Probation Officer, until such time as released from the program by the Probation Officer.
5. The defendant shall submit to a search conducted by a United States Probation Officer of his person, residence, vehicle, office and/or business at a reasonable time and in a reasonable manner, based upon reasonable suspicion of contraband or evidence of a violation of a condition of release. Failure to submit to a search may be grounds for revocation. The defendant shall not reside at any location without having first advised other residents that the premises may be subject to searches pursuant to this condition. Additionally, the defendant shall obtain written verification from other residents that said residents acknowledge the existence of this condition and that their failure to cooperate could result in revocation. This acknowledgement shall be provided to the U. S. Probation Office immediately upon taking residency.
6. The defendant shall abide by the "Special Financial Conditions" enumerated in Miscellaneous Order Number M-128, filed with the Clerk of the Court on March 18, 1992.

### STANDARD CONDITIONS OF SUPERVISION

While the defendant is on supervised release pursuant to this judgment, the defendant shall not commit another federal, state, or local crime. In addition:

- 1) The defendant shall not leave the judicial district without the permission of the court or probation officer.
- 2) The defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month.
- 3) The defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer.
- 4) The defendant shall support his or her dependents and meet other family responsibilities.
- 5) The defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons.
- 6) The defendant shall notify the probation officer within seventy-two hours of any change in residence or employment.
- 7) The defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician.
- 8) The defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered.
- 9) The defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer.
- 10) The defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer.
- 11) The defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer.
- 12) The defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court.
- 13) As directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 14) The defendant shall submit to urinalysis testing as directed by the U. S. Probation Office.

Defendant: ALAN WISBY AKA KEVIN MOSS  
Case Number: 95-CR-084-002-B

**RESTITUTION AND FORFEITURE**  
**RESTITUTION**

The defendant shall make restitution in the total amount of \$4,657.04. Restitution shall be paid jointly and severally with Robert Tucker, Mike Gritts, Herbert Gordon and Don Termain.

The defendant shall make restitution to the following persons in the following amounts:

| <u>Name of Payee</u>  | <u>Amount of Restitution</u> |
|---|------------------------------|
| <u>Victim Name</u>  | <u>Amount</u>                |
| Super H. Food<br>11520 N. Garnett Road<br>Owasso, OK 74055                        | \$465.35                     |
| Price Rite<br>11815 E. 86th St. N<br>Owasso, OK                                   | 472.17                       |
| Wal-Mart #0012<br>Attn: Sharon Clark<br>1500 S. Lynn Riggs<br>Claremore, OK 74017 | 472.89                       |
| Warehouse Mkt #31<br>Attn: Ms Marshall<br>P.O. Box 702280<br>Tulsa, OK 74170      | 478.17                       |
| Reasor's #10<br>5616 W. Skelly Drive<br>Tulsa, OK 74112                           | 269.20                       |
| Reasor's Price Rite<br>132 W. Taft<br>Sapulpa, OK 74066                           | 950.34                       |
| Wal-Mart #0576<br>207 S. Memorial Dr.<br>Tulsa, OK                                | 472.27                       |
| Super H #16<br>Attn: Steve<br>3 West 41st<br>Sand Springs, OK 74063               | 269.15                       |
| Passions Club<br>6404 E. 11th St.<br>Tulsa, OK 74112                              | 538.35                       |
| Reasor's #7<br>728 W. Main<br>Jenks, OK 74037                                     | 269.15                       |

Payments of restitution are to be made to the United States Attorney for transfer to the payee(s).

Restitution shall be paid in full immediately. Any amount not paid immediately shall be paid while in custody through the Bureau of Prisons' Inmate Financial Responsibility Program. Upon release from custody, any unpaid balance shall be paid as a condition of supervised release.

Any payment shall be divided proportionately among the payees named unless otherwise specified here.

Defendant: ALAN WISBY AKA KEVIN MOSS  
Case Number: 95-CR-084-002-B

**STATEMENT OF REASONS**

The court adopts the factual findings and guideline application in the presentence report.

**Guideline Range Determined by the Court:**

|                            |                       |
|----------------------------|-----------------------|
| Total Offense Level:       | 8                     |
| Criminal History Category: | III                   |
| Imprisonment Range:        | 6 months to 12 months |
| Supervised Release Range:  | 2 to 3 years          |
| Fine Range:                | \$ 1,000 to \$ 10,000 |
| Restitution:               | \$ 4,657.04           |

The fine is waived or is below the guideline range because of the defendant's inability to pay.

The sentence is within the guideline range, that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by application of the guidelines.

*l for*

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF OKLAHOMA

**FILED**

OCT 31 1995

UNITED STATES OF AMERICA, )

Plaintiff, )

v. )

FREDERICK LYNNDALDE JONES, )

Defendant. )

Richard M. Lawrence, Court Clerk  
U.S. DISTRICT COURT

No. 95-CR-80-B

ENTERED ON DOCKET

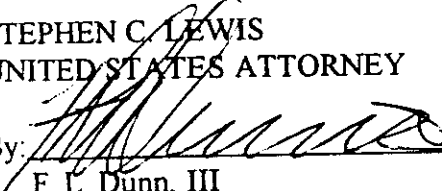
DATE NOV 01 1995

APPLICATION FOR ORDER OF DISMISSAL

The United States of America, by and through Stephen C. Lewis, United States Attorney, by F. L. Dunn, III, Assistant United States Attorney, hereby requests the court to enter an order dismissing Counts One and Two of the Indictment as to defendant, Frederick Lynndale Jones, for the reason that sufficient evidence does not exist to convict the defendant.

Respectfully submitted,

STEPHEN C. LEWIS  
UNITED STATES ATTORNEY

By:   
F. L. Dunn, III  
Assistant United States Attorney

ORDER OF DISMISSAL


Upon the application of the United States Attorney, the Court finds that as to defendant Frederick Lynndale Jones, Counts One and Two of the Indictment filed in the above styled and numbered cause should be and the same are hereby ordered dismissed.

S/ THOMAS R. BRETT  
THOMAS R. BRETT, Chief  
United States District Judge



CERTIFICATE OF DELIVERY

I hereby certify that on the 27th day of October, 1995, I caused a true and correct copy of the above and foregoing instrument to be delivered to Regina Stephenson, Attorney for Defendant, Frederick Lynndale Jones.



F. L. Dunn, III